

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

May 19, 1988

Council Chamber

Committee Members Present:

Gary Hansen (Chair),  
Sharron Kelley (V. Chair),  
Larry Cooper, Tom  
DeJardin, Jim Gardner,  
George Van Bergen

Committee Members Absent:

Corky Kirkpatrick

Chair Hansen called the meeting to order at 5:35 p.m.

1. Briefing on Clackamas County Circuit Court Ruling on the Clackamas Transfer and Recycling Center (CTRC)

Mr. Dan Cooper, General Counsel, gave a status report on the Clackamas County Circuit Court Ruling on CTRC. Mr. Cooper said Metro should immediately comply with the monthly 21,000 ton limit imposed at CTRC. Councilor Van Bergen asked what options Metro have. He asked for the legal definition of a month and asked that the judge be consulted about the actual time span. The Committee concurred with Councilor Van Bergen. Councilor Cooper asked if Metro had been justified to move so quickly in this matter. Mr. Cooper gave an update on the LUBA appeal and its relationship to the Circuit Court action.

2. Briefing on the Proposal to Comply with the 700 Ton per Day Limit at the Clackamas Transfer & Recycling Center

Mr. Rich Owings, Director of Solid Waste, explained the implementation of Executive Officer Cusma's plan. Councilor DeJardin asked if a program would be developed to inform the public of the tonnage limitations. Mr. Owings said the Public Affairs Department would work on that program. He said most of the solid waste delivered by haulers could be diverted to other disposal sites. Chair Hansen asked what percentage of yard debris at CTRC originated from private users. Mr. Jim Shoemaker, Facilities Manager, said that yard debris was approximately 20 percent. Chair Hansen announced the public hearing open.

Ms. Carol A. Powell, City of Oregon City Council; said Metro had violated the 700 ton per day limit for years and that Metro should not prohibit the public from using the facility.

Mr. James D. Curtis, Park Place Neighborhood Group Chair; indicated he forced Oregon City to enforce the 700 ton per day limit. He said if Metro prevented the public from having access to the facility, it

would cause serious problems. He suggested Metro restrict some commercial haulers from using CTRC.

Mr. Terrance Lee, 18681 Boynton Street; said he used the CTRC facility privately quite often. He said if private users could not use it, then Metro should shut down the entire facility.

Mr. Charles Quimby, 5404 SE 100th, Portland; said he hauled solid waste to CTRC and that Metro's action would hurt private individuals.

Mr. Gary Sealey, Oregon City; said if private haulers were denied access to CTRC, there would be much more illegal dumping.

Councilor Cooper noted Metro had tried to build a transfer center in Washington County.

Ms. Alayne C. Woolsey, Oregon City; was opposed to guards stationed at CTRC and said communication needed improvement and recycling should be increased.

Councilor Van Bergen requested copies of the conditional use permit and the intergovernmental agreements. Councilor Gardner introduced Councilor Kirkpatrick's Resolution No. 88-927, For the Purpose of Delaying Action to Impose Restrictions on Use of the Clackamas Transfer and Recycling Center Pending Adoption of Council Policy and also Ordinance No. 88-253, For the Purpose of Setting Policy On Complying with Conditional Use Requirements for the Use of the Clackamas Transfer and Recycling Center.

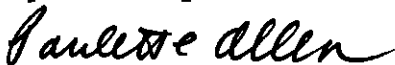
Motion: Councilor Gardner moved to recommend the Council adopt both Resolution No. 88-927 and Ordinance No. 88-253.

Chair Hansen ruled the motion out of order because the Resolution and the Ordinance had not been correctly introduced. Councilor Van Bergen objected to Chair Hansen's ruling. Councilor Gardner said a resolution expressed a point of view, but that an ordinance was required to direct the Executive Officer.

Vote: Councilors Kelley, Cooper, Gardner and Van Bergen voted aye. Councilor Hansen voted nay. Councilors DeJardin and Kirkpatrick were absent. The motion passed.

Chair Hansen adjourned the meeting at 7:40 p.m.

Respectfully submitted,



Paulette Allen, Clerk  
SWC88.140

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

May 3, 1988

Council Chamber

Committee Members Present:

Gary Hansen (Chair),  
Sharron Kelley (V. Chair),  
Larry Cooper, Tom  
DeJardin, Jim Gardner,  
Corky Kirkpatrick, George  
Van Bergen

Chair Hansen called the meeting to order at 5:36 p.m.

1. Consideration of Minutes of April 5 and 6, 1988

Motion: Councilor Kelley moved, seconded by Councilor Cooper,  
for approval of the minutes.

Vote: The vote was unanimous and the motion passed.

4. Consideration of Resolution No. 88-888, for the Purpose of  
Evaluating Source Separated Recycling Alternatives

Chair Hansen announced Ms. Jeanne Roy, Recycling Advocates, was present to testify on this issue and moved Agenda Item No. 4 before Agenda Item Nos. 2 and 3.

Ms. Roy said she appreciated the opportunity to address the Committee. Ms. Roy said she spent most of her volunteer time on recycling issues. Ms. Roy told the Committee she was concerned about the ecology and stressed the importance of retrieving recyclable materials from the waste stream. Ms. Roy said Metro had a legislative mandate to recycle. She said Metro had a good recycling plan, but that the implementation of it had not yet occurred. Ms. Roy said Resolution No. 88-888 listed the Ordinances adopted by the Metro Council to implement recycling. Ms. Roy said Recycling Advocates and the Oregon Environmental Council of the Sierra Club endorsed Resolution No. 88-888.

Ms. Roy asked that the feasibility study in the Resolution begin immediately and that an independent consultant be hired to facilitate the study. She asked the Committee to implement Metro's current waste-reduction program which included a rate differential at the landfill for haulers based on the ratio of materials sold for recycling compared to the waste dumped; that Metro offer disposal credits for haulers who dispose of high-grade loads at materials recovery centers; and that Metro should offer disposal credits for haulers who dispose of yard debris at processing centers. Ms. Roy cited staff statistics which demonstrated that 246,000 tons could be removed from the waste stream annually through recycling.

Chair Hansen said one percent of the Solid Waste FY 1988-89 budget would be allocated toward recycling efforts. Councilor DeJardin said his intent was not to delay consideration of the issue, but that he would like to hear the hauling industry's response on how to effectively implement recycling goals. Councilor Gardner said the measure requested a feasibility study only and it would not require an outside consultant, but authorized staff to specifically look at the proposals. Chair Hansen asked the Committee if the second and third agenda items could be discussed first and then the Committee could consider Resolution No. 88-888 because he felt the staff reports on the other agenda items scheduled would provide more information regarding the Resolution.

Main Motion: Councilor Kelley moved, seconded by Councilor Kirkpatrick, for approval of Resolution No. 88-888.

Councilor Van Bergen said he would move for an amendment of Resolution No. 88-888 when the Committee voted upon the Resolution. He said he wished to delete Paragraph 2. of the Resolution.

Mr. Dennis Mulvihill, Waste Reduction Manager, said under the "Be It Resolved" clause of the Resolution, Paragraph 1. had been implemented by staff. He said the cost of the programs was as yet unknown. Councilor Kirkpatrick asked if a curbside separation demonstration project had been done. Mr. Mulvihill said the curbside project would begin in 1988 as a Request for Proposals (RFP). Mr. Bob Martin, Engineering Manager said the waste-reduction policy questions presented no problems prior to the procurement of the Metro East Transfer Station. Mr. Martin did not think it sensible to delay implementation of the East Transfer Station. He said a transfer station would have resource recovery elements attached to it and staff would need to be cognizant of future resource recovery needs from a design perspective. Mr. Martin said from an engineering point of view it would not be difficult to retrofit a transfer station to meet changing needs.

Councilor Kirkpatrick said the intent of the Resolution was not to delay the transfer station, but to implement waste reduction and recycling policies. Chair Hansen said design of the transfer station would be easier once specific recycling programs were designated. Mr. Martin said that assumption was correct, but that the transfer station would be relatively easy to retrofit. Councilor Cooper said he would like the Resolution to move forward, but felt ambivalent about the proposed amendment if it would affect implementation of the transfer station.

Mr. Mulvihill asked the Committee what criteria should be included in the RFP. Chair Hansen said numbers in themselves were not explanatory. He said if interpreted for possible tonnage and costs per ton without evaluation and/or alternatives, the numbers were

meaningless. Chair Hansen said the Committee needed to know what the numbers would mean and specifically how they would affect the transfer station and what the best course of action should be in the design of an RFP. Councilor Cooper said public hearings should be held because the issue would affect over one million citizens. On that basis, he said he would approve Councilor Van Bergen's proposed amendment.

Councilor Van Bergen said he advocated the transfer station. Councilor Gardner again said the Resolution would only implement a feasibility study; the Resolution's link to the transfer station was to ensure the feasibility study occur. Councilor Gardner, noting he was a sponsor of the measure, said the intent was not meant to delay the proposed transfer station.

Councilor Kirkpatrick said she and Councilor Gardner did not intend to delay implementation of the transfer station in any way and hoped to see the Resolution approved at this meeting. Councilor Kelley said Mr. Mulvihill said 90 percent of the information needed had been gathered and the only unknown factor would be the costs. Councilor Kelley said she did not know why the process should take so long. Councilor Kelley suggested setting a definite time line of 30 or 60 days so the transfer station would not be affected instead of deleting Paragraph 2. of the Resolution.

Councilor Van Bergen proposed an amendment.

Motion to Amend: Councilor Van Bergen moved, seconded by Councilor Kirkpatrick, to add to the end of Paragraph 2. under the "Be it Resolved" clause of Resolution No. 88-888, "But that this is not intended to delay the transfer station process."

Vote to Amend: The vote was unanimous and the motion to amend passed.

Councilor DeJardin said he advocated recycling, but would vote no on the Resolution because he felt it was a superfluous measure.

Vote on Main Motion: Councilors Kelley, Cooper, Gardner, Kirkpatrick, Van Bergen and Hansen voted aye. Councilor DeJardin voted nay. Resolution No. 88-888 as amended was approved.

2. Update on Solid Waste Management Plan Retreat for Elected Officials

Mr. Martin said the Policy Committee's response had been favorable. Mr. Martin said the retreat dates were set for June 3 and 4. The location was not yet determined. Mr. Martin said Mr. Andy Cotugno, Director of Transportation, had been proposed to serve as retreat facilitator. A member of the Policy Committee had suggested someone not connected to Metro be named retreat facilitator. Mr. Martin said the retreat participants would be the full Council and the Policy Committee. Mr. Martin said some Policy Committee members would like staff members present to assist them.

Mr. Martin said the agenda tentatively contained five elements. He said included on the agenda were retreat ground rules; definition of terms to encourage uniform communication; and display graphics of how the solid waste system would look. He said items for discussion would include how the solid waste system could change to create an improved system for the future and how costs could be distributed throughout the regional area. Mr. Martin said a month remained to coordinate with Presiding Officer Ragsdale on the structure of the retreat.

Councilor Gardner suggested mailing to participants before the retreat as much of the printed material as possible, including a glossary of the defined terms. Councilor Van Bergen said the plan sounded staff-oriented compared to the plan proposed by the Presiding Officer. Councilor Kelley said her recollection of the Presiding Officer's plan was that the Council discuss broad regional policies and avoid minute detail.

Mr. Martin said Councilor Kelley was correct. He said his preliminary suggestions were meant to define terms and set the groundwork for how the retreat would be conducted. Councilor Kelley there were two major issues before the Committee. One would be to receive cooperation from the local jurisdictions to better understand how to site a facility, which could be the proposed East County transfer station. The other issue was recycling. Councilor Kelley said it needed to be resolved as to who would do what task. She thought household recycling should probably belong to the local jurisdictions and that Metro might or might not provide containers. Councilor Kelley said the major policy question was what would be the regional role in recycling and felt that issue should be addressed at the retreat. Chair Hansen said Councilor Kelley's points on recycling and siting a transfer station were extremely valuable.

Ms. Judith Mandt, Assistant to the Director of Solid Waste, addressed some of the Committee's concerns. She said she had worked with staff and Mr. Rich Owings, Director of Solid Waste, to coordinate the retreat. She said it was understood that Executive Officer Cusma and

COUNCIL SOLID WASTE COMMITTEE

May 19, 1988

Page 5

the Presiding Officer would come to an agreement based on input they received from the Policy Committee. That input would be used to create an agenda that the Executive Officer and the Presiding Officer would agree to. Ms. Mandt said the retreat was scheduled to start Friday evening for two hours and the participants would reconvene Saturday for a work session beginning 9:00 a.m. Ms. Mandt said all attending retreat members would receive data prior to the retreat itself. Ms. Mandt said a joint letter from the Executive Officer and the Presiding Officer would go out May 4 to everyone invited to the retreat.

3. Briefing on Waste Reduction Policies

Mr. Mulvihill distributed an "Outline for Waste Reduction White Paper" and program matrixes to the Committee. Councilor Gardner said at a previous meeting Committee members had received program cost analysis drafts, and noted those documents were not distributed at this meeting. Mr. Mulvihill said those documents were being reworked. The Committee and staff discussed waste reduction policies further. Chair Hansen adjourned the meeting at 7:15 p.m.

Respectfully submitted,



Paulette Allen, Clerk  
SWC88.124