

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF ADDING MEMBERS)	ORDINANCE NO. 24-1515
TO THE REGIONAL WASTE ADVISORY)	
COMMITTEE AND ADDING SOLID WASTE)	Introduced by Chief Operating Officer
FEE REVIEW TO THE COMMITTEE'S)	Marissa Madrigal in concurrence with
PURPOSE)	Council President Lynn Peterson

Whereas, Metro convened a waste fee policy task force to advise Metro Council on Metro's solid waste fee setting process, and

Whereas, the task force recommended that Metro improve engagement and collaboration on budget and fee development, and

Whereas, improved engagement and collaboration can be achieved, in part, by an advisory and oversight committee with public, private, and nonprofit and community partners to advise Metro Council on budget and fee development, and

Whereas, Metro should hear and consider community member voices when it develops its solid waste budget and fee; and

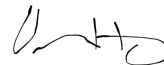
Whereas, Metro Council agrees with these recommendations; now therefore,

The Metro Council ordains as follows:

1. The Regional Waste Advisory Committee's (RWAC) membership is amended as set forth in the attached Exhibit A, with underlined text indicating inserted text and strikethrough text indicating deleted text. These committee membership changes add a Metro Councilor as Chair of the committee, a second Metro Councilor as co-chair, two representatives from the private solid waste sector, and one representative from a reuse organization.

2. The RWAC's scope is amended as set forth in Exhibit A to include review of Metro's annual solid waste budget process and Metro's annual solid waste fee setting process.

ADOPTED by the Metro Council this 27th day of June, 2024



Duncan Hwang, Deputy Council President

Approved as to Form:

Attest:



Connor Ayers, Recording Secretary



Carrie MacLaren, Metro Attorney

Metro Code Section 2.19.130 (Regional Waste Advisory Committee) is amended as follows, with underlined text representing inserted text and ~~strikethrough~~ representing deleted text:

2.19.130 Regional Waste Advisory Committee

- (a) Functions. The Metro Regional Waste Advisory Committee will:
- (1) Provide input on certain legislative and administrative actions that the Metro Council or Chief Operating Officer will consider related to implementation of the 2030 Regional Waste Plan.
 - (2) Provide input on certain policies, programs and projects that implement actions in the 2030 Regional Waste Plan.
 - (3) Review and provide input on the status of implementation of the 2030 Regional Waste Plan.
 - (4) Review and provide input on Waste Prevention and Environmental Services budget and fee development to implement the 2030 Regional Waste Plan.
- (b) Membership.
- (1) Two Metro Councilors, with one serving as the committee chair and one as the committee co-chair.
 - (~~1~~)(2) Five representatives from city or county governments in the Metro region.
 - (~~2~~)(3) Three individuals representing the interests of communities of color and other historically marginalized groups.
 - (~~3~~)(4) One individual representing the interests of environmental or health advocates.
 - (4)(5) One user of the garbage and recycling solid waste ~~solid waste~~ system.
 - (~~5~~)(6) One representative from the Oregon Department of Environmental Quality (DEQ).
 - (~~6~~)(7) The Oregon Refuse and Recycling Association's Metro area regional director or representative for a collection company that serves the Metro region.
 - (8) One representative from a permitted private transfer station serving the Metro region.

(9) One representative from a permitted private material recovery facility serving the Metro region.

(10) One representative from a reuse organization within the Metro region.

~~TOTAL MEMBERS 12~~

(c) Committee Chair and Co-Chair. The Metro Council President ~~Chief Operating Officer~~ will designate the Chair and Co-Chair.

(d) Appointment of Members.

(1) ~~City and county Local~~ government members: a jurisdiction's presiding executive ~~must~~ will nominate a member, subject to appointment by the Metro Council President and confirmation by the Metro Council.

(2) DEQ member: DEQ's presiding executive will nominate a member, subject to appointment by the Metro Council President and confirmation by the Metro Council.

(3) The Oregon Refuse and Recycling Association's member or collection representative: the member is subject to appointment by the Metro Council President and confirmation by the Metro Council.

(4) Remaining members: Metro will establish a public application process, and nominees are subject to appointment by the Metro Council President and confirmation by the Metro Council.

(e) Member Terms of Office.

(1) The city and county local government members will serve for a term of two ~~(2)~~ years. A member may be reappointed for additional terms of one ~~(1)~~ to two ~~(2)~~ years through the appointment process set forth above.

(2) The DEQ member will serve until a replacement is nominated by the DEQ executive.

~~(3) The Oregon Refuse and Recycling Association's Metro area regional director will serve for a term of two (2) years. The regional director may be reappointed for additional terms through the appointment process set forth above.~~

~~(4)~~(3) The remaining members will serve for a term of two ~~(2)~~ years. A member may serve for a second term of two ~~(2)~~ years.

(f) Meetings.

- (1) The Committee will meet on a schedule determined by the Chair in consultation with members.
 - (2) Members should be present at and participate in all regular meetings. The Chair may ask members who are unable to attend consistently to resign.
- (g) Ad Hoc Subcommittees.

At the request of the Chair, the Committee may charter ad hoc subcommittees of a limited and defined duration to provide more detailed review of particular topics. These subcommittees will report to the full Committee and may draw members from a broad representation of stakeholders and experts. The Committee Chair will appoint all subcommittee members, including representatives from the full Committee. ~~The Committee Chair will appoint Metro staff to chair subcommittees.~~ [Ord. 19-1437.]

IN CONSIDERATION OF ORDINANCE NO. 24-1515, FOR THE PURPOSE OF AMENDING METRO CODE CHAPTER 2.19.130, METRO ADVISORY COMMITTEES, TO MODIFY THE REGIONAL WASTE ADVISORY COMMITTEE

Date: April 30, 2024

Prepared by: Carly Tabert, Associate Planner

Department: Waste Prevention and Environmental Services

Presenters: Rosalynn Greene, Strategic Initiatives Manager

Meeting date: June 4, 2024

Length: 20 min

ISSUE STATEMENT

The Metro Regional Waste Advisory Committee advises Metro Council on implementation of the Regional Waste Plan and management of the garbage and recycling system. In 2023, Metro Council directed Waste Prevention and Environmental Services staff to convene a Waste Fee Policy Task Force to provide recommendations to the Metro Council to guide the development of the FY24-25 solid waste fees. The committee recommendations endorsed by Metro Council included expanding the scope and membership of the Regional Waste Advisory Committee.

ACTION REQUESTED

Staff requests approval of Ordinance 24-1515 to modify the Regional Waste Advisory Committee in Metro code 2.19.130 by: 1) expand membership including adding a Metro Council chair and co-chair, two representatives from private garbage and recycling facilities and one reuse representative to better represent stakeholders in the garbage and recycling system and 2) expand the scope of the committee to include advising Metro Council on the Waste Prevention and Environmental Services budget and fee development.

IDENTIFIED POLICY OUTCOMES

In March 2024, Metro Council endorsed the recommendations from the Waste Fee Policy Task Force. Modifying the Regional Waste Advisory Committee helps advance two primary policy outcomes:

- Increase transparency and build trust in the fee setting process through increased collaboration and engagement with public, private, reuse and community partners.
- Improves composition and industry representation on the committee. RWAC was adopted by Council in its current state on June 6, 2019. Previously it was known as the Solid Waste Advisory Committee (SWAC) and unlike its predecessor, RWAC includes greater representation of communities of color and other historically marginalized communities that helps advance progress towards both Metro's racial equity objectives. Increasing the representation of industry and non-profit reuse

partners on the committee will increase transparency and build trust through broader engagement and inclusion.

- Further aligning the committee composition with other formal Metro advisory committees and will provide ongoing engagement and support from the Metro Councilors who will chair and cochair the committee.

POLICY OPTIONS FOR COUNCIL TO CONSIDER

1. Approve the ordinance and committee composition as written or with amendments.
2. Do not approve the ordinance.

STAFF RECOMMENDATIONS

Staff recommends adoption of Ordinance No. 24-1515.

STRATEGIC CONTEXT & FRAMING COUNCIL DISCUSSION

The 2030 Regional Waste Plan guides the greater Portland area's efforts to reduce the environmental impacts of the products we make, use and discard, provide a more equitable distribution of services and benefits to communities of color and other historically marginalized communities, and ensure a high quality, resilient garbage and recycling system. To help achieve this, the plan identifies an oversight structure to include:

- Metro Council
- Metro Committee on Racial Equity
- Metro Policy Advisory Committee
- Metro Regional Waste Advisory Committee

The modified Regional Waste Advisory Committee is intended to:

- Align the committee's structure with other Metro advisory committees.
- Increase membership to better represent key garbage and recycling system stakeholders.
- Advise Council on the development of the Waste Prevention and Environmental Services department budget and fees.

The membership is structured to ensure the highest likelihood that the committee will focus on outcomes that best achieve the public interest in terms of the plan's focus on equitable system benefits and services, and environmental and human health benefits. The membership is proposed as:

- Metro Councilor to chair the committee
- Metro councilor to serve as co-chair
- Five city or county government representatives
- Three individuals representing the interests of communities of color and other historically marginalized groups
- One individual representing the interests of environmental or health advocates
- One user of the solid waste system

- One representative from the Oregon Department of Environmental Quality
- One reuse organization representative (NEW)
- One representative of a permitted private transfer station that services the Metro region (NEW)
- One representative of a permitted material recovery facility that serves the Metro region (NEW)
- The Oregon Refuse and Recycling Association's (ORRA) Metro-area regional director or representative of a collection company that serves the Metro region (Updated)
- COO designated Waste Prevention and Environmental Services staff person

Approving this ordinance directs Metro staff to conduct the solicitation process for membership. Staff plans to conduct the solicitation process over the summer and return to council in September 2024 to confirm new members.

Legal Antecedents

Ordinance No. 87-740 (For the Purpose of designating solid waste as an area and activity appropriate for development of a functional plan and has a significant impact upon the orderly and responsible development of a metropolitan area) March 12, 1987; Metro Charter; Metro Code Title V Solid Waste; ORS Chapters 268 and 459; Ordinance No. 09-1222 (For The Purpose Of Amending Metro Code Section 2.19.130 to Revise The Purpose and Membership of the Solid Waste Advisory Committee Ordinance) November 12, 2009; and No. 19-1431 (For The Purpose of Adopting the 2030 Regional Waste Plan) March 7, 2019.

ATTACHMENTS

Ordinance 24-1515
Draft Code Change

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