

SOLID WASTE MANAGEMENT ADVISORY COUNCIL
June 28, 2005, 6:30 PM
Senator Hearing Room – Main Floor – Courthouse Square
555 Court Street NE, Salem OR 97301

ROUTINE BUSINESS: Michael Clark, Chair, called the meeting to order at 6:33 pm.

MEMBERS PRESENT: Robert Anderson, Larry Bevens, Michael Clark, David Furr, Russ Johnston, Mary Kanz, John Matthews, David Phelps, Susan Riches, Nora Schliske, Judy Skinner, Thomas Smith, Ellen Twist, Glenn Zimmerman

MEMBERS EXCUSED: Thomas Smith announced the excused members: Colleen Bromagem, Denny Nielsen

MEMBERS ABSENT: Joe Gordon

PUBLIC SIGNED IN: Bonnie Sullivan

STAFF PRESENT: Jim Sears, Carol Ault

APPROVAL OF MINUTES:

MOTION: Mary Kanz moved to approve the minutes. The motion was seconded.

DISCUSSION:

Ellen Twist ask why the letter from R. Foster of Corvallis was not shared before the vote was taken last meeting. Carol explained that due to the length of the letter, the Chair chose not to read it at the meeting, but asked to have a copy included with the minutes. Carol also explained that she didn't receive the letter via email until almost 5pm the day of the SWMAC meeting.

Abstentions: None

Dissensions: None

RESULTS: Motion passes unanimously.

PUBLIC INPUT: NONE

CODE ENFORCEMENT PRESENTATION: Art Stinson and Laura Pekerek

Laura Perkerk gave a slide presentation telling about her and the duties of the Code Enforcement Officers. If anyone would like a hard copy of the slide presentation, or to listen to the tape recording of the presentation, please call Carol at 503-588-7917.

Questions and Answers:

Q. What is happening about the property problem on Talbot Road?

A. The owner moved a manufactured home onto her Son's property where she will take up residency. She has made an attempt to clean up the property and code enforcement tried to set her up with some services through Senior Disabled Services. Unfortunately, she didn't meet their qualifications, but continued to work on cleaning up her property. At the moment, code enforcement isn't monitoring this property since she is focusing her attention on getting her manufactured home in place.

Q. Is it correct that the county codes in the urban area were changed to conform with the city codes?

A. Yes.

Q. Has your workload increased with the urban growth boundaries of the county?

A. Absolutely it has increased this year.

Q. What about the illegal dumpsites that were one of the concerns of the SWMAC?

A. Code Enforcement has been working with the watershed council and they've pretty much taken over and making sure waterways are cleaned up. Currently, when there's a complaint that's near the waterway, the Public Works crew attends to it if it isn't in the water. Dumping complaints continue to come in on a regular basis.

Q. Are there any changes in the number of cases now as compared to a year ago?

A. The current workload is 400+ cases as compared to 125 cases last year.

Q. Is there a time frame for cleanup of meth houses?

A. County Code Enforcement doesn't do anything with these houses. The property owners are notified and given a time frame to do the clean up. The buildings are locked up and monitored by the County Sheriff's Department.

Q. Foreclosure can be costly and timely. Does the county regain costs for pursuing the process clean up on these houses?

A. Jim Sears answered that many times the property owners don't have the funds or resources to address the problem. The county tries not to do clean up for everybody because typically there are no resources there and is limited to the action that can be taken.

Q. Where are we in the lien sequence?

A. Many times we are behind the first mortgage, so the bank gets their money first.

Q. Is there a condemnation procedure that can supercede other properties?

A. There was one incident where many junk vehicles, and the county doesn't want to have ownership because of the bottomless pit in these cleanups and enough money out of the sale of the property could never be gotten to recoup the expense of the cleanups.

Thanks to Art Stinson and Laura Pekerek for a great presentation.

COUNCIL INPUT/ANNOUNCEMENT/NEW BUSINESS

- Bonnie McCullough, Waste Coordinator for Marion County Environmental Services is seeking volunteers to help at the Art Fair coming up July 15, 16, & 17. If you can help, contact Bonnie at 503-588-5169, Ext. 5920. Each volunteer will get a free Art Fair T-shirt. Shifts are usually 2-3 hours each.
- Nora mentioned that she likes the ads that Bailey Payne does on recycling and that he is doing a great job.
- Budget question and answer session will be postponed until the August meeting when Jeff Bickford is available.
- Ellen Twist asked if the money received from infectious medical waste included in the budget handout that Jeff put together. Jim answered that it's under "Un-appropriated Reserves – Medical Waste". \$500,000 is un-appropriated is in "reserve"; \$200,000 of which is appropriated for grants. Then what's left over each year goes into the reserve. The budget handout is for 2005-2006 FY.

- Ellen Twist asked how much came in last year. Jim answered that wouldn't show up in the budget. This would be a separate report showing how many tons of waste came in. Jim will ask Jeff Bickford to bring this report to the next meeting.
- Michael Clark inquired: You may have some requirement because you're handling infectious medical waste for some sort of reserve in the event there's a problem with it, in addition with what we spend on education and labor and grants. Jim clarified that there is no requirement per se, because of medical waste. The only requirement is an agreement with Covanta that says we keep \$2 million minimally in reserve in case we don't have the funds or something happens that we can still pay Covanta. Internally, we've also set aside \$5 million for environmental considerations. For example, there were problems out at Brown's Island or up at North Marion – the way we resolved that is to have a consultant come in and look at our overall liability that we would have and it was determined that is was \$20 million. So we decided it was prudent because you have certain percentage of your liability and we figured 25 percent of that liability would be kept in reserves.
- Jim added that DEQ asked that we show financial security in case we have a problem. So, typically, that \$5 million shows as that security.
- Suzie asked what the council's role is with the budget. Jim Sears answered that it's more for informational purposes. A budget committee looks at the budget and makes recommendations to the BOC about what to adopt countywide.

Bylaw Review

Thomas Smith read over the suggested revisions one section at a time. Sections that involved discussion will be noted below.

On Section 5a. Suggestion to change the membership number to 16, rather than the original 22 members. For example: Members-at-large – change from 8 to 6 members; Student position will no longer be a member-at-large, but will be an ex-officio non-voting member.

Larry Bevens passed around a handout with suggestions for resizing the council. Suggestion was as follows: Reduce the number of council members to Eight (8); Categories: City Representation (1) member from Salem; (1) member from any other city and (1) member from the unincorporated area of Marion County; Local Business interest Groups – (2) members from either of the Housing, Medical/Public Health or Chamber of Commerce; (3) members from the Solid Waste Industry – one each from any of the following: Recycling, Haulers, Transfer Station, Compost Facility. Larry suggested that it be mandated that the council members be residents of Marion County and that the City Representation member be a citizen within the city limits.

Larry Bevens asked to make a motion regarding his suggestions to changes in Section 5 as noted above. Thomas asked that this motion of be held off until the end the review of the bylaw changes, then he will make a motion and Larry can make a motion to amend Section 5.

Section 9d. Discussion took place on changing consensus and majority votes. Thomas explained that the reason for these changes was so there wouldn't be a minor majority passing a vote just because they can. The whole idea is to have a majority of the council approve any decisions we recommend to the BOC.

Section 10a.2 Added to this section was *Should the chair be unable to complete his/her term, the vice-chairperson shall serve the remainder of the term as chair and then serve one full year as chair.*

Section 10d. Removal of Officers – This section was added with the request of the BOC: *The Board of Commissioners may remove a chairperson or vice-chairperson on its own motion or upon the*

recommendation of the SWMAC when it determines that it is in the interest of the SWMAC or the county to do so. If the chair is removed, the vice-chair will assume the chair's position. If the vice-chair is removed, the SWMAC will recommend a person for appointment to the position.

John Matthews suggested that "person" should be changed to "member-at-large". Thomas Smith will include this change when he makes the motion.

MOTION: Thomas Smith moved that the bylaws be accepted as presented, with changing "person" to member-at-large in Section 10d. The motion was seconded.

Discussion:

- Ellen Twist suggested that Master Recycler Program should be mandatory instead of encouraged. Thomas Smith explained that it can't be made mandatory is because the program is only offered one time per year. Ellen recommended that the members who are unable to take the Master Recycler Class to at least take the Saturday tours offered with the class.
- Michael Clark suggested the Master Recycler Class be mentioned to new prospective members during the interview process.
- Judy Skinner suggested that the Master Recycler Class material be offered to council members that are unable to attend the class.
- Ellen suggested that emails or correspondence from public that is given or directed to the chair or other SWMAC members be shared with the entire council. Ellen suggested this information be emailed to save paper.
- Suggestion was made to create an email address specifically for SWMAC.
- Suzy Riches asked for clarification on decision-making and consensus. Discussion followed. Jim Sears explained consensus and the process that BOC wants to use.
- Some discussion took place on the Medical Waste recommendation. This will be listed in Staff Updates.
- John Matthews asked if there's any implication of restrictions that a member has to be either employed or a resident of Marion County. After much discussion on this issue, Jim Sears suggested asking the BOC what they think about this.
- Suggestion was made to revise the application to cover this issue.
- Mary Kanz clarified that consensus is 100%. When that fails, the chair has the option to run the vote and that's where the 2 or 3 dissenting votes would come in.

MOTION TO AMEND: Larry Bevens made a motion to Amend Section 5 as previously presented. No Second. Motion to amend fails.

- Glenn Zimmerman asked for clarification on Chair and Vice-chair terms.
- David Furr had questions on Section 10d. Does the SWMAC also recommend to the BOC a member for the SWMAC? Yes, this is under Section 10a.1

MOTION:	Nora Schliske moved to close debate. The motion was seconded.
Dissensions:	None
Abstentions:	One (1) (Larry Bevens)
Results:	13 Yes votes. Motion passes

Thomas repeated the original motion to approve the bylaws as were presented to the SWMAC in the draft form with the change on page 7, last line reading SWMAC will recommend a *member-at-large*, instead of 'a person'.

Abstentions: None
Dissentions: (1) Judy Skinner
Results: 13 Yes Votes. Motion passes

Comment: Jim Sears will check with the BOC about eligibility of members living outside Marion County.

- Q. Glenn Zimmerman inquired as to the reason for the one ‘no vote’ on the bylaws motion.
- A. Judy Skinner explained that her concern was about the eligibility and thinks it needs to be specified.

- Q. Glenn Zimmerman asked if once Jim Sears finds out from the BOC what is required, would that help her to reach consensus?
- A. Judy Skinner agreed she could live with that and felt that, after all the work done on the bylaws, it wouldn’t make sense to bring it back ‘again’ for more revision.

Comment: Jim Sears felt that this could be taken care of administratively and like Mary Kanz suggested, perhaps reword the application to state residency requirements.

8:50 pm – Ellen Twist had to leave early.

S.O.S. SUBCOMMITTEE RESTURCTURE

Motion:	Thomas Smith moved to accept the recommendation from the SOS Subcommittee to consolidate both the Outstanding Items list and the Subcommittee Topics list and call it Ongoing Items List. The motion was seconded.
Dissensions:	None
Abstentions:	(1) Judy Skinner
Results:	12 Yes Votes. Motion passes.

Motion:	Thomas Smith moved to skip discussing the Group Updates and Outstanding Items List until the next meeting. The motion was seconded.
Discussion:	None
Dissensions:	None
Abstentions:	None
Results:	Motion passes.

STAFF UPDATES: by Jim Sears

(The following discussion on medical waste took place earlier in the meeting during the bylaws discussion and was moved to the Staff Updates section.) **Medical Waste:** Recommendation for Medical Waste Issue has gone to the BOC and they have asked that the Department take all the information that’s been received and put it together on paper and a synopsis would be done and then an executive summary. This would provide an opportunity for the BOC to have all the information that the advisory council has received. This will take about two months to put together, and then the staff would like to meet with the subcommittee to see if the report is consistent with information and findings the SWMAC had. This will be a starting place, and then if it needs to be brought back to the full council, that can be done as well.

Leachate Treatment Facility – a consultant was hired to look at the old facility and try to figure out if we should continue to operate it, to put more money into it to upgrade it and they’ve come back with some preliminary information that indicates that we can make certain enhancements to that facility and it will end up costing us less than what we were currently doing which is transporting leachate down to Toledo at the Georgia Pacific Facility. This company has been asked to come up with a bench test, which would be a laboratory test on some front-end equipment that would be used to remove the iron bacteria which was creating the problem with that facility to function.

Ashfill Construction – Top capping of the ash fill should be happening this summer.

Consolidating Maintenance Shop – At North Marion we will be consolidating our Public Works Maintenance Shops and will be using the old soil storage area. We will be moving our gas

dispensing system that was over in the old shop adjacent the old landfill. We will also be purchasing a modular office space to be placed up there as part of this consolidation.

Q. Judy asked about the attendance at the new HHW Facility.

A. Jim answered that the last two events weren't totally booked, but this was anticipated. There will be some promotion/education to get it up to full capacity. Jim will have Jeff Bickford bring a report on this to the July meeting.

AGENDA FOR NEXT MEETING: Next meeting: July 26, 2005

- * Consolidate Outstand Items List and Subcommittee Topics List 30 min
- * Attendance Review
- * Budget Discussion – Jeff Bickford
- * Staff Updates

Discussion took place on nominating the new vice chair, since this is the last meeting for Michael Clark as Chair and Thomas Smith, vice chair will move into the Chair position.

MOTION:	Mary Kanz moved to recommend Nora Schliske to serve as the next vice chair. The motion was seconded.
Motion:	David Phelps moved to close nominations. The motion was seconded.
Results:	Unanimous vote. Motion passes.
Motion:	David Phelps moved to cast a unanimous ballot for Nora Schliske as vice chair. The motion was seconded.
Results:	All in favor. A recommendation will be forwarded to the BOC to appoint Nora Schliske as the next vice chair.

MEETING REVIEW

- * Bylaw review committee did an excellent job.
- * Thanks to Jim and Mary for the info on history of consensus.
- * Thanks Glenn for asking about the 'no vote'.
- * Appreciate positive attitudes
- * Michael thanked council members for politeness.
- * Consensus very helpful and brought back good memories
- * Appreciate if there's a hold out vote, the motion doesn't fail
- * Thanks to Michael Clark for being chairperson.
- * Michael Clark expressed how happy he is about progress made during his term of chair.
- * Michael thanked Bob Anderson for being his mentor.

ADJOURNMENT:

Motion:	Thomas Smith moved to adjourn. The motion was seconded.
Discussion:	None
Abstentions:	None
Dissensions:	None
Results:	Motion passes. Meeting adjourned at 9:20 pm.

O:/typing/shared/swmac/minutes 06 28 05