

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF APPOINTING ) RESOLUTION NO. 97-2558  
GARRY L. PENNING TO THE SOLID )  
WASTE RATE REVIEW COMMITTEE ) Introduced by Mike Burton,  
) Executive Officer

WHEREAS, Chapter 5.08 of the Metro Code provides for the establishment of a Rate Review Committee composed of seven members, including one Metro Councilor who shall serve as Committee chair and who shall be appointed by the Council Presiding Officer, and six other members who shall be appointed by the Executive Officer subject to confirmation by the Council; and

WHEREAS, Committee member Jim Cozzetto, Jr., has tendered his resignation on the Solid Waste Rate Review Committee prior to the expiration of his four-year term; and,

WHEREAS, Mr. Garry L. Penning has applied and meets the required qualification of being in the business of hauling solid waste; to serve on this committee; and

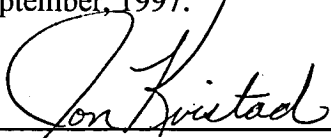
WHEREAS, the Executive Officer has recommended that Garry L. Penning be appointed to the committee to complete Mr. Cozzetto Jr.'s term, which will expire in September, 1998; and,

WHEREAS, the resolution was submitted to the Executive Officer for consideration and was forwarded to the Council for approval; now, therefore,


BE IT RESOLVED,

That Garry L. Penning be appointed to fulfill the remainder of Mr. Cozzetto's term expiring September, 1998.

ADOPTED by the Metro Council this 11<sup>th</sup> day of September, 1997.

  
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Jon Kvistad, Presiding Officer

Approved as to Form:

  
\_\_\_\_\_  
Daniel B. Cooper, General Counsel

RCMR:clk

Waste Management of Oregon, Inc.  
5330 N.E. Skyport Way  
Portland, Oregon 97218  
503/249-8078



A Waste Management Company

**RECEIVED**

AUG 13 1997

METRO REGIONAL  
ENVIRONMENTAL MANAGEMENT

August 11, 1997

Mr. Bruce Warner  
Director of Regional Environmental Management  
Metro  
600 N.E. Grand Avenue  
Portland, OR 97232

Dear Bruce:

Please accept the enclosed biography as my application for a position on the Rate Review Committee.

I feel that my background in the solid waste industry would prove beneficial for this committee. Not only would I rely on my background, but we also have two CPA's on staff with over 15 years experience in cost analysis modeling and rate reviews for the various jurisdictions that we serve. I would use my industry experience combined with their financial expertise to review and assist in any necessary research.

If you have any questions or need any further information, please feel free to contact me.

Sincerely,

Garry L. Penning  
Division President and General Manager

GLP:jlj  
Enclosure

cc: Don Morissette



Garry L. Penning, Division President of Waste Management of Oregon, is a graduate of Washington State University. In his 7 years of experience with Waste Management, he has held the following positions:

Special Projects Manager - Waste Management of Kennewick, WA Duties included the supervision of operational personnel for collection and transfer of solid waste in the Tri-City region. He was responsible for implementation of curbside recycling program, including public education. He was also instrumental in the financial analysis for establishing medical waste collection, transport and disposal, which was reviewed and approved through the Washington Utilities and Transportation Commission.

Division President/General Manager - Waste Management of Spokane, WA Duties included overall responsibility for operational and financial performance of the Spokane WA, and Sand Point and Coeur d'Alene, Idaho divisions. Worked with various governmental agencies in Washington and Idaho to review and establish collection rates for solid waste and recycling. Implemented curbside recycling program in Coeur d'Alene, along with county-wide recycling program for small outlying communities. Was a member of the Kootenai County Recycling Committee, which included the responsibilities of reviewing and recommending proposed policies for solid waste and recycling collection and disposal.

Division President/General Manager - Waste Management of Oregon Duties included overall responsibility for operational and financial performance of the Portland Metro Solid Waste and Recycling operations (including materials recovery facility), Metro South Transfer Station, and Waste Management of Vancouver, WA. He has four years of experience working with local jurisdictions to review financial performance and establish annual rate reviews for collection and disposal of solid waste and recyclable materials for both residential and commercial customers. Served on a committee for the City of Portland which established the present commercial recycling policy for businesses within the Portland city limits. Garry also served on the committee to review the City of Portland residential franchise. This committee worked with city staff and the Public Utilities Review Board to make recommendations to the City Council, which established the franchise requirements for the next ten years.

### References

Gussie McRobert	Mayor of Gresham	661-3000
Susan Keil	Systems Manager, City of Portland	823-7763
Erik V. Kvarsten	City Administrator, City of Troutdale	665-5175
Estle Harlan	Harlan Business Consultants, Inc.	654-9533

## STAFF REPORT

### IN CONSIDERATION OF RESOLUTION NO. 97-2558 FOR THE PURPOSE OF APPOINTING GARRY L. PENNING TO THE SOLID WASTE RATE REVIEW COMMITTEE

Date: September 3, 1997

Presented by: Bruce Warner

#### FACTUAL BACKGROUND AND ANALYSIS

Ordinance No. 91-436A of Metro Code Chapter 5.08 establishes a seven-member solid waste rate review committee, six members of which are to be appointed by the Executive Officer, subject to confirmation by the Council. The members appointed by the Executive Officer shall include: Two persons engaged in the business of hauling solid waste; one person with business-related financial experience; one person with experience in establishing rates; one person involved with a local recycling or waste reduction program; and one citizen rate-payer. The seventh committee member shall be a Metro Councilor, who shall be appointed by the Council Presiding Officer.

Jim Cozzetto, Jr., submitted his resignation as a member of the Rate Review Committee as of May 14, 1997. Mr. Cozzetto's term as one of the two members engaged in the business of hauling solid waste officially expires at the end of September 1998. The Tri-County Haulers' Association has recommended Jon Angin, General Manager of Metropolitan Disposal and Recycling Corporation to complete Mr. Cozzetto's term. Additionally, Garry L. Penning, Division President and General Manager of Waste Management of Oregon, Inc. has submitted his application for consideration. (Vitae's for Mr. Angin and Mr. Penning are attached.)

#### EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends that Resolution No. 97-2545 appointing Mr. Garry L. Penning to a one year term, expiring September 1998 to complete the original term of Mr. Jim Cozzetto, Jr. as a member engaged in the business of hauling solid waste.