



Oregon

John A. Kitzhaber, MD, Governor

Water Resources Department

North Mall Office Building
725 Summer Street NE, Suite A
Salem, OR 97301-1271
503-986-0900
FAX 503-986-0904

OREGON WATER RESOURCES COMMISSION MEETING

January 26 – 27, 2012

Water Resources Department
Conference Room 124
725 Summer Street NE
Salem, Oregon 97301

If a specific time is indicated for an agenda item, an effort will be made to consider that item as close to that time as possible. However, because of the uncertain length of time needed for each agenda item, scheduled times may be modified. Those wishing to hear discussion of an item should arrive at the beginning of the meeting to avoid missing the item.

A public comment period is provided at approximately 11:35 a.m. on Friday for issues not included on the agenda. Public comment on agenda items will be taken as each item is considered by the Commission. Asterisks denote items on which public comment will generally not be taken (please see page 4).

Staff reports for individual agenda items, when available, will be on the Commission's website at http://www.wrd.state.or.us/files/Publications/staff_reports/.

WORK SESSION: Thursday, January 26 (9:00 am)

A. Revenue Subcommittee Update (9:00 am – 9:30 am)

The Water Resources Commission Revenue Subcommittee Chair, John Roberts, will lead a discussion of potential next steps in re-structuring Water Resources Department's funding sources. The subcommittee staff will present work conducted thus far and invite discussion. *This is an informational report only.*

B. Update on Willamette Basin Reservoir Study (9:30 am – 10:45 am)

Tom Paul, Deputy Director and Kevin Brice, US Army Corps of Engineers, will provide an update on the status of water reallocation discussions involving the U.S. Army Corps of Engineers reservoirs in the Willamette Basin. A panel of stakeholders: Niki Iverson, City of Hillsboro; Brent Stevenson, Santiam Water Control District; Katie Fast, Oregon Farm Bureau; Kimberley Priestley, WaterWatch of Oregon; and Leslie Bach, The Nature Conservancy (Invited), will provide observations about work thus far and potential next steps. *This is an informational report only.*

C. Program Prioritization Discussion (10:45 pm – 12:00 pm)

Brenda Bateman, Senior Policy Coordinator, and Tracy Loudon, Administrative Services Administrator, will present the results of program prioritization exercises conducted with key staff and stakeholders during 2011. *The Commission will be asked to consider a proposed program prioritization list for budget building purposes.*

Lunch Break (12:00 pm - 1:00 pm)

D. Integrated Water Resources Strategy Work Session (1:00 pm – 5:00 pm)

Brenda Bateman, Senior Policy Coordinator, and Alyssa Mucken, IWRS Policy Coordinator, will present a discussion draft of the Integrated Water Resources Strategy (IWRS) and will lead a work session focused on recommended actions contained in the draft. Members of the IWRS Project Team from the Department of Environmental Quality and Oregon Department of Fish and Wildlife will also participate in the work session. The Commission will have an opportunity to discuss and provide input on the new document and next steps. *This is an informational report only.*

COMMISSION MEETING: Friday, January 27 (8:00 am)

E. Approval of Minutes

The minutes of the September 29 and 30, 2011 meeting will be presented for Commission approval. *The Commission will be asked to approve the minutes.*

F. Commission Comments

Commissioners will report on their recent activities and share information and comments on a variety of water resource topics.

G. Director's Report

Director Phil Ward will update the Commission on Department business, and late-breaking issues. *This is an informational report only.*

H. Legislative Preview – February 2012 Session (8:30 am – 8:45 am)

Brenda Bateman, Senior Policy Coordinator, will provide a preview of expected legislation for the 2012 Legislative Session. *This is an informational report only.*

I. Budget Update – 2011-13 Biennium (8:45 am – 9:00 am)

Tracy Loudon, Administrative Services Administrator, will provide an update on the Department's current financial situation and the implications of the most recent Revenue Forecast for the Department. *This is an informational report only.*

J. Update on Water Conservation, Reuse and Storage Grant Program (9:00 am – 9:30 am)

Tracy Loudon, Administrative Services Administrator, will give the Commission an update on the Water Conservation, Reuse, and Storage Grant Program (SB 1069 Grants) applications received for the 2011 – 13 funding cycle. *This is an informational report only.*

K. Key Performance Measure Report (9:30 am – 9:50 am)

Brenda Bateman, Senior Policy Coordinator, will present the Department's 2011 update on Key Performance Measures, the 14 issue areas used to gauge how the Department is doing in terms of resource protection, customer service, and overall efficiencies. *This is an informational report only.*

Break (9:50 am – 10:05 am)

* **L. Request for Adoption of Rules Implementing HB 2133 (2011), HB 2135 (2011) and Making Other Miscellaneous Changes Encompassing a Total of 12 Divisions of Rules (10:05 am – 10:50 am)**

Dwight French, Water Rights Services Administrator, will present a request to adopt final proposed rules, implementing HB 2133 and HB 2135, as well as other modifications. The two house bills, passed in 2011, are streamlining language developed by the Department through process improvement efforts with staff and stakeholders. *The Commission will be asked to adopt the final proposed rules.*

* **M. Request for Adoption of Rules that Provide Clarification and Establish Requirements for the Construction of Closed Loop Ground Source Heat Pump Boring Rules, OAR Chapter 690, Division 240 (10:50 am – 11:20 am)**

Juno Pandian, Enforcement Manager, will present a request to adopt final proposed rules, which would provide guidance and standards for installers to meet when constructing closed loop ground source heat borings. *The Commission will be asked to adopt the final proposed rules.*

N. Commission Approval of Appointments to the Groundwater Advisory Committee (11:20 am – 11:35 am)

Ivan Gall, Groundwater Manager, will present recommendations to fill three positions on the Groundwater Advisory Committee (GWAC). The nine-person citizen panel advises the Department and Commission on issues pertaining to groundwater and well construction policies. *The Commission will be asked to approve the proposed appointments.*

O. Public Comment (approximately 11:35 am)

P. Other Issues

Meeting Procedures: Generally, agenda items will be taken in the order above. However, in certain circumstances, the Commission may elect to take an item out of order. Please be aware that topics not listed on the agenda may be introduced during the Commission Comment period, the Director's Report, Public Comment period, Other Issues or at other times during the meeting.

Oregon's Public Meetings Law requires disclosure that Commission members may meet for meals on Thursday and Friday.

Executive Session: The Commission may also convene in a confidential executive session where, by law, only members of the press and Department staff may attend. Others will be asked to leave the room during these discussions, which usually deal with current or potential litigation. Before convening such a session, the presiding Commission member will make a public announcement and explain necessary procedures.

***Public Testimony:** The Commission encourages public comment on any agenda item. However, public testimony may be limited on items marked with an asterisk (*). The asterisk means that the item has already been the subject of a formal public hearing or contested case hearing. On certain items marked with an asterisk, the Commission may be authorized to allow public comments. People wishing to speak to the Commission are asked to fill out a comment request sheet (available at the information table). Comments relating to a specific agenda item will be heard by the Commission as each agenda item is considered. Comments on other topics may be made during the public comment period on Friday at approximately 11:35 am.

Every attempt will be made to share with the Commission written comments that are delivered to the Director's Office in advance of the meeting date. Early delivery of written comments is strongly encouraged so that Commissioners have sufficient opportunity to review materials prior to the meeting. To submit written comments directly to the Commission, please bring at least ten copies to the meeting.

Questions? If you have any questions about this agenda or the Commission's procedures, please call Cindy Smith, Commission Assistant, at 503-986-0876.

If special physical, language or other accommodations are needed for this meeting, please advise Cindy Smith at the phone number mentioned above as soon as possible but at least 48 hours in advance of the meeting.

Water Resources Commission

(with city of residence, region represented, and year of term expiration)

The Commission is a seven-member citizen body that sets state water policy and oversees activities of the Water Resources Department.

John Jackson, Chair	Cornelius	Northwest Region	2013
Charles Barlow, Vice-Chair	Nyssa	Eastern Region	2013
Mary Meloy	Bend	North Central Region	2013
Jeanne LeJeune	Portland	West Side at Large	2012
John Roberts	Medford	Southwest Region	2012
Ray Williams	Milton-Freewater	East Side at Large	2013
Carol Whipple	Elkton	West Central Region	2013

Phillip C. Ward, Director
Water Resources Department
725 Summer Street NE, Suite A
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DIRECTIONS TO THE MEETING

From I-5

Take Exit 256 (Market Street). Heading west on Market, go approximately 2 miles to Summer Street. Turn left onto Summer Street. Go less than 1/2 mile to our building. Our building is located on your right between the Department of State Lands and the Employment Building.

Parking

Parking is located along Summer Street and also Winter Street (west side of building). Parking along Summer Street is metered. The parking along Winter Street has a 2-hour limit.

There are six 2-hour parking stalls located between our building and the Employment Building to our south. Parking is also available in the Yellow Lot which is located two blocks south of our building for a fee.