



# Oregon

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## **OREGON WATER RESOURCES COMMISSION MEETING**

**November 20 – 21, 2008**

**Water Resources Department**

**Conference Room 124**

**725 Summer Street NE**

**Salem, Oregon 97301**

### **REVISED**

*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 11:00 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 will be available on the Commission's website at [http://www.wrd.state.or.us/files/Publications/staff\\_reports/](http://www.wrd.state.or.us/files/Publications/staff_reports/).*

### **COMMISSION MEETING: Thursday, November 20 (8:00 a.m.)**

#### **A. Oregon's Integrated Water Resources Strategy: November 2008 Update (8:00 a.m. – 10:00 a.m.)**

Phil Ward, Director, Oregon Water Resources Department and Dick Pedersen, Director, Oregon Department of Environmental Quality, will lead a discussion on the development of an Integrated Water Resources Strategy for the State of Oregon. They will present a draft of Legislative Concept #663 which would codify roles and responsibilities, content and time lines involved with such a strategy. *This is an informational report only.*

#### **Break (10:00 a.m. – 10:15 a.m.)**

#### **B. Oregon Water Supply and Conservation Initiative: November 2008 Update (10:15 a.m. – 11:30 a.m.)**

Brenda Bateman, Senior Policy Coordinator, will present the preliminary results of the Oregon Water Supply and Conservation Initiative funded by the 2007 Legislature. Work to date includes a water demand forecast, inventory of conservation opportunities, inventory of potential storage sites and a community grant program. *This is an informational report only.*

**C. Oregon Business Council Update (11:30 a.m. – 12:00 p.m.)**

Michelle Girts, CH2M Hill, and Duncan Wyse, Oregon Business Council, will provide updates on the Oregon Business Council's Water Committee discussions. *This is an informational report only.*

**Lunch (12:00 p.m. – 1:00 p.m.)**

\* **D. Request Adoption of Administrative Rules Relating to Water Well Construction and Maintenance Standards, OAR Chapter 690, Divisions 200, 205, 215, 220 and Request Adoption of Administrative Rules Relating to Construction, Maintenance, Alteration, Conversion and Abandonment of Monitoring Wells, Geotechnical Holes and Other Holes in Oregon, OAR Chapter 690, Division 240 (1:00 p.m. – 1:30 p.m.)**

Jerry Rodgers, Technical Services Administrator, and Juno Pandian, Enforcement Manager, will present a request to adopt final proposed rules under OAR Chapter 690, Divisions 200, 205, 215, 220 and a request to adopt administrative rules relating to Construction, Maintenance, Alteration, Conversion and Abandonment of Monitoring Wells, Geotechnical Holes and Other Holes in Oregon, OAR Chapter 690, Division 240. *The Commission will be asked to adopt the final proposed rules.*

**E. Request for Approval of Modification to the Mitigation Bank Charter for the Deschutes Water Exchange (1:30 p.m. – 1:45 p.m.)**

Debbie Colbert, Field Services Administrator, will present a request for the approval of changing the name of the Mitigation Bank Charter for the Deschutes Water Exchange. *The Commission will be asked to approve the proposed name change to the Mitigation Bank Charter.*

**F. Commission Approval of Appointments to the Ground Water Advisory Committee (1:45 p.m. – 2:00 p.m.)**

Jerry Rodgers, Technical Services Division Administrator, will present recommendations to fill three positions on the Ground Water Advisory Committee (GWAC). The nine-person citizen panel advises the Department and Commission on issues pertaining to ground water and well construction policies. *The Commission will be asked to approve the proposed appointments.*

**G. Ethics Briefing with Oregon Department of Justice (2:00 p.m. – 3:00 p.m.)**

Lynn Rosik, Oregon Department of Justice, will brief the Commission on the new ethics rules put in place by the Oregon Government Ethics Commission. *This is an informational report only.*

**Break (3:00 p.m. – 3:15 p.m.)**

**H. Umatilla Basin Critical Area Study (3:15 p.m. – 3:45 p.m.)**

Doug Woodcock, Ground Water Manager, will update the Commission on an ongoing study to determine the feasibility of storing surface water below ground. *This is an informational report only.*

**\* I. Request for Funding Feasibility Studies under the Water Conservation, Reuse and Storage Grant Program, Senate Bill 1069 (Chapter 13, 2008 Laws), OAR Chapter 690, Division 600 (3:45 p.m. – 5:15 p.m.)**

Tracy Loudon, Administrative Services Administrator, and Bob Rice, Grant Program Specialist, will present a request for approval of grant applications. *The Commission will be asked to approve the proposed recipients and levels of funding.*

**COMMISSION MEETING: Friday, November 21 (8:00 a.m.)**

**J. Oregon Water Round Table Update (8:00 a.m. – 9:00 a.m.)**

Michael Campana, of Oregon State University's Institute for Water and Watersheds, and Representative Jackie Dingfelder, will update the Commission on the five Oregon Water Round Tables that were held around the state during September and October. *This is an informational report only.*

**K. Commission Meeting Minutes (9:00 a.m.)**

The minutes of the August 21 and 22, 2008 meeting will be presented for Commission approval. *The Commission will be asked to approve the minutes.*

**L. Approval of the 2009 Water Resources Commission Meeting Schedule**

Phil Ward, Director, will ask the Commission to approve the proposed 2009 Meeting Schedule. *The Commission will be asked to approve the schedule.*

**M. Commission Comments**

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

**N. Director's Report**

Director Phil Ward will update the Commission on Department business and late-breaking issues.

**\* O. Consideration of Exceptions Filed by Wolfgang Nebmaier and Vajra Ma to a Notice of Proposed Cancellation of Water Right Evidenced by Certificate 39995, and a Notice of Proposed Partial Cancellation of Water Right Evidenced by Certificate 56024 (9:30 a.m. – 10:15 a.m.)**

Juno Pandian, Enforcement Manager, will present a request for consideration of exceptions to a proposed cancellation of water right and to a notice of proposed partial cancellation of water right. *The Commission will be asked to deny the exceptions.*

**Break (10:15 a.m. – 10:30 a.m.)**

**P. Informational Report on OWRD and OSU Sea Grant Extension Cooperative Program: Neighborhood Ground Water Network (10:30 a.m. – 11:00 a.m.)**

Doug Woodcock, Ground Water Manager, and Abigail Brown, OSU Sea Grant Intern, will update the Commission on the voluntary well measurement and education program that was developed within the Eola Hills Ground Water Limited Area. *This is an informational report only.*

**Q. Public Comment (approximately 11:00 a.m.)**

**R. Other Issues**

**S. Water Measurement Training**

If time allows, the Commission will get a short outdoor training session on how field staff take water measurements. Commission and staff will meet at the Mill Creek Gage that is located behind North Salem High School.

**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 11:00 a.m.

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 which sets state water policy and oversees activities of the Water Resources Department.*

Jay Rasmussen, Vice-Chair	Newport	West Central Region	2009
Mary Meloy	Bend	North Central Region	2009
John Jackson	Cornelius	Northwest Region	2009
Charles Barlow	Nyssa	Eastern Region	2009
Jeanne LeJeune	Portland	West Side at Large	2012
John Roberts	Medford	Southwest Region	2012
Ray Williams	Milton-Freewater	East Side at Large	2009

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**DIRECTIONS TO THE MEETING**

**From I-5**

Take Exit 256 (Market Street). Heading west on Market, go approx. 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.