



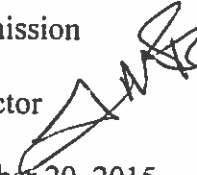
Oregon

Kate Brown, Governor

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MEMORANDUM

TO: Water Resources Commission

FROM: Thomas M. Byler, Director 

SUBJECT: Agenda Item L, November 20, 2015
Water Resources Commission Meeting

Commission Approval of Appointment to the Groundwater Advisory Committee

I. Introduction

The nine-member Groundwater Advisory Committee (GWAC) has three members whose terms expire on November 30, 2015. OAR Chapter 690, Division 235 rules describe a process for soliciting candidates (Attachment 1). Staff used this process to generate a list of candidates for the three positions.

II. Background

The Commission's Groundwater Advisory Committee is appointed and charged with certain duties pursuant to ORS 536.090 (Attachment 1). These duties include: (1) advice on all matters relating to rules for the development, securing, use, and protection of groundwater; (2) licensing and examination of well constructors; and (3) review of the proposed expenditures of start card fee revenue. The Committee consists of nine members who represent a range of interests and expertise, with at least three of the members actively engaged in some aspect of the water supply or monitoring well-drilling industry.

The Commission's rules under OAR Chapter 690, Division 235 provide a process to identify GWAC candidates, prescribe a range of categories of expertise that may be represented on GWAC, and allow appointments for up to three years. The rules result in the expiration of three appointments each year, thus staggering membership. Any mid-term vacancy is filled for the remainder of the term. Each year, staff seek Commission action on GWAC appointments and/or reappointments. It is Commission direction that appointments be limited to two terms (six years).

III. Discussion

In accordance with the rule process, GWAC has three positions that must be filled. In order to comply with the statute, one of the positions must be filled by a person who is actively engaged in some aspect of the water supply or monitoring well-drilling industry. The other two positions would represent other interests or expertise, including the “multiple backgrounds” category. Current GWAC membership is listed on Attachment 2.

The terms for Dr. Said Amali, Kevin Kelty, and Tom Pattee expire on November 30, 2015. Dr. Amali and Mr. Pattee are completing their first terms, and would like to serve a second term. Mr. Kelty is completing his first term, has retired from professional work, and is stepping down from GWAC. Mr. Kelty was an environmental consultant and monitoring well constructor and was serving in the “monitoring and water well industry” category. The Department appreciates Mr. Kelty’s time commitment and contributions during his three-year term.

Dr. Amali is a senior engineer and environmental consultant, and is serving in the “multiple backgrounds” category. He is a senior engineer at Akana, an engineering consulting company. Dr. Amali has expertise in technical, business, and planning disciplines, including extensive experience and knowledge of groundwater in both eastern and western Oregon. He holds a Ph.D. in Environmental Soil Physics from UC Davis and a Master’s of Science in Soil Science, and a Bachelor’s of Science in Agricultural Engineering from Oregon State University.

Mr. Pattee is a hydrogeologist with the Oregon Health Authorities Drinking Water Program, and is serving in the “multiple backgrounds” category. He has been the coordinator for the Groundwater and Source Water Protection Program at the Oregon Health Authority since 2008. Mr. Pattee has a B.S. in Geology from the University of Oregon and a M.S. in Geology from Northern Illinois University. He is a registered geologist in Oregon and a current member of the National Ground Water Association.

To fill the position for the monitoring well industry, vacated by Mr. Kelty, Department staff are recommending the appointment of Ryan Galbreth. He is the Operations Manager for Cascade Drilling in Clackamas, Oregon. Mr. Galbreth has been a well driller since 1992, working for several companies in Oregon and California, and using a variety of drilling technologies.

To fill the three positions, the Department recommends the re-appointment of Said Amali and Tom Pattee for a second term, and Ryan Galbreth for a first term. The terms for these three members would begin on December 1, 2015, and continue through November 30, 2018.

IV. Alternatives

The Commission may consider the following alternatives:

1. Appoint Said Amali, Tom Pattee, and Ryan Galbreth to GWAC beginning December 1, 2015 through November 30, 2018; or
2. Direct staff to return to the next Commission meeting with another slate of appointments, which reflects a different set of candidates.

V. Recommendation

The Director recommends that the Commission adopt Alternative 1 and appoint the recommended slate of candidates for the stated term.

Attachments:

1. ORS 536.090 and OAR 690-235
2. Current GWAC Membership

Ivan Gall
(503) 986-0847

Attachment 1

536.090 Ground water advisory committee; duties; qualification; term; expenses.

(1) In carrying out the duties, functions and powers prescribed by law, the Water Resources Commission shall appoint a ground water advisory committee to:

(a) Advise the commission on all matters relating to:

(A) Rules for the development, securing, use and protection of ground water; and

(B) Licensing of well constructors, including the examination of such persons for license.

(b) Review the proposed expenditure of all revenues generated under ORS 537.762(5). At least once each year, and before the expenditure of such funds on new program activities, the Water Resources Department and the ground water advisory committee shall develop jointly a proposed expenditure plan for concurrence by the Water Resources Commission. The plan may be modified, if necessary, upon the joint recommendation of the department and the ground water advisory committee with concurrence by the commission.

(2) The committee shall consist of nine members who represent a range of interests or expertise. At least three of the members shall be individuals actively engaged in some aspect of the water supply or monitoring well drilling industry. Members shall serve for such terms as the commission may specify.

The committee shall meet at least once every three months and at other times and places as the commission may specify.

(3) A member of the committee shall not receive compensation, but at the discretion of the commission may be reimbursed for travel expenses incurred, subject to ORS 292.495.

Oregon Administrative Rules 690-235-0005 Ground Water Advisory Committee: Appointments, Terms, and Qualifications

(1) There is created the Ground Water Advisory Committee consisting of nine members appointed by the Commission: Three of whom shall be individuals actively engaged in some aspect of the water supply or monitoring well drilling industry. Members shall be residents of Oregon.

(2) Each member shall be appointed for a term of up to three years. When a vacancy occurs before the expiration of a term, the vacancy shall be filled by appointment for the remainder of the unexpired term only. Terms shall be staggered. Three of the terms shall expire each year.

(3) The Commission shall consider geographic representation, population representation, as well as a range of interests and expertise in the selection of members. The committee shall be

composed of individuals with expertise in and representing interests of one or more of the following: well drilling industry, hydrogeology, irrigation, local government, Indian Tribes, environment, public health, industry, commerce, water project development, watershed enhancement, instream flow, agriculture, well pump installation, exempt ground water users, any other category with a ground water interest. The Commission shall give consideration to individuals with multiple category backgrounds.

(4) Officers of Committee: The Committee shall select one of its members as Chair and another as Vice-Chair. Maximum terms of officers shall be two years for each position within six consecutive years.

(5) Meetings of the Committee: The Committee shall meet at least once every three months at locations specified by the Director.

(6) Members may receive travel expenses subject to ORS 292.495.

(7) The Department shall solicit candidates for the committee in anticipation of an appointment. The Department shall mail notice seeking candidates to all persons and organizations which have filed with the Department a written request to be included on the mailing list maintained for the Ground Water Advisory Committee. Appointments to the committee are not limited to individuals submitted for consideration as a result of the solicitation process set forth above.

690-235-0020 Ground Water Advisory Committee Duties

The Committee shall consider and advise the Commission on all matters relating to:

(1) Rules, legislation, and public policy for the development, securing, use, and protection of groundwater.

(2) Licensing of well constructors, including the examination of such persons for license.

(3) Review the proposed expenditure of all revenues generated under ORS 537.762(5). At least once a year, and before the expenditure of such funds on new program activities, the Water Resources Department and the Committee shall develop jointly a proposed expenditure plan for concurrence by the Water Resources Commission. The plan may be modified, if necessary, upon the joint recommendation of the Department and the Committee with concurrence by the Commission.

Groundwater Advisory Committee Members	
Garry Zollman Zollman's Larry Burd Well Drilling, LLC Pendleton, Oregon	Serving in Monitoring/Water Well Industry Category Chair 2nd Term Expires 11/30/2016
Said Amali Akana Portland, Oregon	Serving in Multiple Backgrounds Category 1st Term Expires 11/30/2015
Michael Campana Oregon State University Corvallis, Oregon	Serving in the Hydrogeologist Category 2nd Term expires 11/30/2017
Jim Carleton Merrill, Oregon	Serving in the Groundwater User Category 2nd Term Expires 11/30/2016
Chris Hyatt Hyatt GeoSciences LLC Portland, Oregon	Serving in Environmental Background Category 1st Term Expires 11/30/2016
Kevin Kelty Soil Solutions Portland, Oregon	Serving in Monitoring/Water Well Industry Category 1st Term Expires 11/30/2015
Scott Kruger Benton County Environmental Health Corvallis, Oregon	Serving in Local Government Category 1st Term Expires 11/30/2017
Tom Pattee Oregon Health Authority Springfield, Oregon	Serving in Multiple Backgrounds Category 1st Term Expires 11/30/2015
John Stadel Arrow Drilling Newberg, Oregon	Serving in Monitoring/Water Well Industry Category 1st Term Expires 11/30/2017