



Oregon

Kate Brown, Governor

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WATER RESOURCES COMMISSION MEETING
Videoconference
Friday, December 3, 2021
8:00 AM – 4:30 PM
AGENDA

HOW TO JOIN THE VIDEOCONFERENCE MEETING

The public is invited to participate in the meeting in a number of ways:

YouTube Live Stream: You may view the meeting via YouTube live stream by clicking on this link: <https://youtu.be/ETLHjn4kiU4> . Public comment will not be accepted through this platform. Please note there may be a slight delay when streaming the meeting content. ***In order to preserve bandwidth for presenters and individuals providing comment, the Department highly encourages those who are not presenting or providing comment to utilize this method to view or listen to the meeting.***

Join by Zoom via Videoconference: You may join the meeting by clicking on this link: <https://us02web.zoom.us/j/81647596986?pwd=UWRyOXFUZlVSbUxWVW1tU3NaRSttdz09> You will be asked to register prior to joining. To prevent background noise, all attendees will be muted upon joining the meeting. To improve bandwidth during the meeting, only members of the Commission, Department staff, and presenters will appear on video display. Individuals providing public comment may appear on video display during the time they are presenting. ***Please see page 4 for instructions on how to submit public comment.***

Join by Zoom via Telephone: You may join the meeting by dialing 1 (253) 215-8782. When prompted, enter the meeting ID (816 4759 6986) and passcode/participant ID (264274). To prevent background noise, all callers will be muted upon joining the meeting. ***Please see page 4 for instructions on how to submit public comment.***

Timing of Agenda Items: If a specific time is indicated for an agenda item, every effort will be made to consider the item as close to the scheduled 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 on a specific item should join at the beginning of the meeting to avoid missing the discussion.

Meeting Materials: Staff reports for individual agenda items, when available, can be found on the Commission's website by clicking on the following link: https://apps.wrd.state.or.us/apps/misc/wrd_notice_view/Default.aspx?notice_id=41.

EXECUTIVE SESSION: Friday, December 3, 2021 (8:00 AM – 8:30 AM)

The Commission will meet in executive session to consult with counsel concerning the legal rights and duties of a public body with regard to current litigation or litigation likely to be filed. The executive session is being conducted pursuant to ORS 192.660(2)(h) and is closed to the public (*please page 3*).

COMMISSION MEETING: Friday, December 3, 2021 (8:30 AM – 4:30 PM)

- A. Commissioner Comments (8:30 AM – 9:00 AM)**
Commissioners will report on their recent activities, share information, and comment on a variety of water resource topics.
- B. Approval of Minutes (9:00 AM – 9:05 AM)**
The minutes of the August 25, 2021 meeting will be presented for Commission approval. *The Commission will be asked to approve the minutes.*
- C. Approval of 2022 Meeting Schedule (9:05 AM – 9:15 AM)**
A tentative schedule of Commission meetings for 2022 will be presented. *The Commission will be asked to approve the meeting schedule.*
- D. Director’s Report (9:15 AM – 9:30 AM)**
Tom Byler, Director, will provide an update on Department business and late-breaking issues. *This is an informational report.*

BREAK (9:30 AM – 9:45 AM)

- E. Commission Appointments to the Groundwater Advisory Committee (9:45 AM – 10:00 AM)**
Justin Iverson, Groundwater Section Manager, will present recommendations for appointments to the Groundwater Advisory Committee. *The Commission will be asked to consider approval of the proposed appointments.*
- F. Update on Implementation of Projects (10:00 AM – 10:45 AM)**
Tom Byler, Director, and Racquel Rancier, Deputy Director, will discuss the implementation of projects following the 2021 legislative session, including the status of recruitments, projects, and rulemaking. *This is an informational report.*

BREAK (10:45 AM – 11:00 AM)

- G. Discussion on Groundwater Allocation (11:00 AM – 12:00 PM)**
Justin Iverson, Groundwater Section Manager, and Doug Woodcock, Deputy Director, will follow up on conversations at the previous two Commission meetings to discuss potential steps to better manage groundwater resources. *This is an informational report.*

H. Division 51 Temporary Rulemaking – Annual Fees for Hydroelectric Projects (12:00 PM – 12:20 PM)

Breeze Potter, Rules Coordinator, will present a request for adoption of a temporary rule to amend OAR 690-051-0400 to conform with statute. *The Commission will be asked to consider adoption of the proposed temporary rule.*

LUNCH (12:20 PM – 1:00 PM)

I. Framework for Conversations about Oregon’s Water Future (1:00 PM – 2:00 PM)

Tom Byler, Director, and Representatives Ken Helm, Jeff Reardon, and Mark Owens will discuss important water conversations and activities which will be undertaken in the state during the current biennium. *This is an informational report.*

J. Deschutes Basin Groundwater Mitigation Program Five-Year Legislative and Administrative Report (2:00 PM – 3:00 PM)

Dwight French, Water Right Services Division Administrator; Lisa Jaramillo, Transfer and Conservation Section Manager; and Sarah Henderson, Flow Restoration Program Coordinator, will provide a summary of the Deschutes Basin Groundwater Mitigation Program Five-Year Legislative and Administrative Report. *This is an informational report.*

BREAK (3:00 PM – 3:15 PM)

K. Water Project Grant and Loan Award Funding Recommendations (3:15 PM – 4:15 PM)

Becky Williams, Grant Program Coordinator, and Kim Fritz-Ogren, Manager, Planning, Collaboration, and Investments, will present the Technical Review Team’s scoring results, evaluation summaries and funding recommendations, public comments received, and the Department’s funding recommendations. *The Commission will be asked to award funding for the 2021 Water Projects Grants and Loans projects.*

L. Public Comment/Other Issues (Approximately 4:15 PM)

MEETING PROCEDURES

Agenda items are generally taken in the order listed above. However, under certain circumstances, the Commission may elect to take an item out of order.

Executive Session: The Commission will convene in a confidential executive session where, by law, only members of the press and Department staff may attend. *Due to the challenge of managing virtual meetings, members of the press who wish to attend the executive session must register in advance, by Wednesday, December 1 at 5:00 PM.* To register, send an email to nirvana.cook@water.oregon.gov and include your full name, the organization you represent, and if you are joining by telephone, *the number from which you will be calling.* A confirmation email will be sent. If you do not receive a confirmation email, please call Nirvana Cook at (503) 798-3196.

*** Public Testimony and Written Comments:** The Commission encourages public comment on any agenda item; however, public testimony is limited on items marked with an asterisk (*). Items marked with an asterisk are subject to a formal public hearing or contested case hearing. Note the Commission cannot accept comments on items with an asterisk, as the public comment period for those items is closed.

Written Comments: Early delivery of written comments is strongly encouraged in order that Commissioners have sufficient opportunity to review materials prior to the videoconference. *To ensure full consideration by the Commission, written comments must be emailed to nirvana.cook@water.oregon.gov by 5:00 PM on Wednesday, December 1.* A confirmation email will be sent. If you do not receive a confirmation email, please call Nirvana Cook at (503) 798-3196.

Oral Comments: Oral public comments may be limited to three minutes. 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.

To make an oral public comment, you must electronically submit an Oral Public Comment Request Form, or notify Nirvana Cook by phone. Oral Public Comment Request Forms can be found on the Commission’s website. To find the form, click on the link below, and scroll to the bottom of the webpage: www.oregon.gov/owrd/aboutus/Commission/Pages/default.aspx A confirmation email will be sent. If you do not receive a confirmation email, or to submit an oral public comment request by phone, please call Nirvana Cook at (503) 798-3196.

Special Accommodations: If special accommodations are needed for this meeting, please advise Nirvana Cook (contact information below) as soon as possible, *but at least 48 hours in advance of the meeting.*

Staff Contact: If you have any questions about this agenda or the Commission’s procedures, please contact Nirvana Cook at nirvana.cook@water.oregon.gov or (503)798-3196.

WATER RESOURCES COMMISSION

<u>Commissioner</u>	<u>City of Residence</u>	<u>Region</u>	<u>Term Exp.</u>
Meg Reeves, Chair	Corvallis	West Side at Large	2024
Woody Wolfe	Wallowa	Eastern Region	2025
Jan Lee	Sandy	Northwest Region	2025
Kathy Kihara	Bend	East Side at Large	2025
Eric Quaempts	Adams	North Central Region	2021
Joe Moll	Eugene	West Central Region	2021
Julie Smitherman	Talent	Southwest Region	2025

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