Committee Members Present:
Chris Jarmer
Candace Bonner
Jim Hunt
Randy Silbernagel
Steven McNulty
Tally Patton

ODF Staff Present:
Marganne Allen
Peter Daugherty
Brad Knotts
Andy White
Kevin Nelson
Kevin Weeks
Mike Simek
Brian Pew
Stu Otto
Kristin Cotugno
Malcom Hiatt
Brent O'nion
Ashley Letora

Public Members Present:
Rex Storm (representing Associated Oregon Loggers)

Call to Order
Pursuant to public notice made by news release with statewide distribution, a regular committee meeting of the NW Oregon Regional Forest Practices Committee [an advisory body to the Oregon Board of Forestry with authority established in Oregon Revised Statute 527.650] was held on Wednesday October 5, 2011 at the Tualatin meeting room of the ODF Forest Grove District Office, 801 Gales Creek Road in Forest Grove, Oregon.

Chair Jarmer called the meeting to order at 9:15 a.m. Introductions of committee members were made.

Housekeeping
Peter Daugherty, Chief of the ODF Private Forests Division, began an orientation session for both new and recurring members of the Committee, regarding the scope of the Committee and general expectations. Marganne Allen with ODF’s Private Forests Program provided a presentation about the key Public Official, Public Meetings and Public Record laws within Oregon Revised Statutes. Committee members were provided a printed copy of the Guide for Public Officials prepared by the Government Ethics Commission to assist them in setting expectations for their service on the Committee.

A time was announced for public comment, and Chair Jarmer requested if any persons present wished to comment. No public comment was received.

Discussion moved to selection of a Chair for the Committee. Peter Daugherty asked if any objections were offered to Chair Jarmer serving an additional term as chair; no objections from Committee members were offered.

Update on the Evaluation of Services and Rebuilding Capacity Within the ODF Private Forests Program – Peter Daugherty
In 2009-2010, the Private Forests program experienced a 40 percent reduction in positions and public services. House Bill 5023 funding created a restoration package that approaches 2009 staffing levels. Daugherty told Committee members that ODF was not going to just hire staff, instead using the opportunity to restructure the entire service delivery model for Private Forests, reporting progress to the Legislature in February 2012.
Some immediate re-hires of stewardship foresters would occur; following budget reductions in 2009-2010, the Private Forests Division went from 57 stewardship foresters to 30.

Tally Patton asked questions about the contracting involved with the program rebuilding. Peter Daugherty reiterated that the two Budget Notes provided by the Legislature directed that ODF obtain outside resources for the implementation of the compliance audit and outside assistance with program evaluation.

For a review of the elements within Budget Note Two, Marganne Allen (ODF Private Forests Field Support Manager) presented a review of the consulting process business model underway with Guidon Performance Solutions.

Ms. Allen explained the LEAN-Kaizen principles for business model analysis used by Guidon. During LEAN, several areas for potential improvements are identified, and for those areas of highest potential solution, a group problem-solving session known as Kaizen occurs. Kaizen is a Japanese word meaning “improvement” and “change for the better.” Development of Kaizen as an industrial improvement model was introduced in post-WW2 Japan based on principles developed by Deming and other key strategic business analysts.

Two specific opportunities – The Inspection/Unit Accomplishment/Notification Reporting Process and the Notification (NOAP) Submission Process – have been identified for Kaizen events to occur. Additional information about upcoming Kaizen events and the ongoing development of the Private Forests program will be provided to Committee members.

Chair Jarmer called for a break at about 10:55. Business was reconvened at 11:10.

**Rulemaking Process to Implement 2011 HB 2165**

Peter Daugherty provided an overview of 2011 House Bill 2165. This legislation was passed by the Oregon Legislature and modified the NOAP process and changed the conditions under which written plans may be required.

Brad Knotts (ODF forest practices field coordinator) provided some highlights of the legislation and an explanation of the options for how objectives would be implemented.

The law makes changes in the Notification process, including providing six days instead of three to notify subscribers and establishes the ability to provide copies of Notifications electronically.

The bill went further to expand the conditions under which the need for written plans may be waived. The State Forester now has discretion to waive written plans for operations using standard prescriptions or not entering riparian management areas (RMAs) around significant wetlands and fish bearing or domestic use streams (Type F and D). The bill also reduced the written plan requirement for operations near significant wetlands from within 300 to 100 feet. This change is estimated to provide a 60 percent workload reduction in written plan review of operations near significant wetlands and a 40 percent workload reduction near Type F and D streams for ODF staff as based on 2010 volumes of written plans submitted. Rulemaking is needed to implement one, or both, provisions.

Rulemaking to implement 2011 HB 2165 is planned during 2011 and 2012. ODF is recruiting a Stewardship Forester to serve as a project lead, and the process will draw on extensive input from the RFPCs, ODF staff and other stakeholders. Brad Knotts told the Committee that the options for implementation include development of an OAR or articulating the objectives and best management practices for achieving the objectives in a Technical Note referenced in rules.
Randy Silbernagel asked if the bill applies only to written plans for harvesting operations and about general prescriptions for stream crossings. Tally Patton said not to focus the rule on trying to get the last few bad actors but to focus on solving most of the problems. Candace Bonner added that most small landowners harvest timber once in a lifetime. There are different communication needs with these landowners.

**Update on ODF Private Forests Board of Forestry Work Plan**

Peter Daugherty explained what topics are included in the Board of Forestry work plans for Private Forests

- Issue 1: Water Quality
- Issue 2: Landslides & Public Safety, Forest Pesticides and Special Resource Sites

Peter Daugherty provided a brief update on the Hwy 36 Exposure Investigation study, the federal and state multi-agency research investigation into allegations of herbicide exposure by several residents of the Triangle Lake/western Hwy 36 region of Lane County.

Following ODF bringing the exposure allegation to the Pesticide Analytical Response Center (PARC), direction was provided by the Governor’s office regarding PARCs initiation of a multi-agency exposure study including several Oregon agencies (including Oregon Health Authority, Forestry, Agriculture, DEQ) and federal resources (including EPA and the ATSDR). The investigation study is underway, and results from the study are anticipated in 2012.

Tally Patton asked what the next steps would be for the Hwy 36 investigation. Peter Daugherty advised that the multi-agency team would assess next steps when herbicide exposure test results were shared with community members (likely December 2011) and that he is currently working with a subset of the Board of Forestry (members Gary Springer, Sybil Ackerman and Peter Hayes) about the investigation and what policy implications may result at the Board level.

Chair Jarmer directed a meeting break for lunch at 12:10.

**Working Lunch**

**Prioritization of ODF Private Forests Technical Specialists**

Peter Daugherty discussed with Committee members that with the additional funding designated in House Bill 5023 came the opportunity for ODF to add back technical specialist capacity to support field operations.

For Committee reference, Daugherty provided some prior history and context regarding the work of developing landslide and public safety rule concepts with participation from the Regional Forest Practices Committees several years ago. Further work regarding current policy on special resources site rules is on hold.

Peter Daugherty began a discussion to take Committee input on prioritizing those specialist services to add back in the redesigned Private Forests program. Daugherty offered the following list of positions for consideration:

- Wildlife and Fisheries
- Civil Penalties
- Hydrology
- Roads and Engineering/Geotechnical
Committee members offered the following prioritized recommendations for adding back technical capacity: 1) Wildlife Specialist 2) Geotechnical and 3) Civil Penalties.

Chair Jarmer requested a consideration of reshaping the job duties of ODF positions when a potential candidate that possesses many different desired skill areas is under consideration.

Other Business & Scheduling Future Committee Meetings
Tally Patton offered praise to ODF for using the Regional Forest Practices Committees in a broader role, helping shape policy considerations for Board discussion.

Rex Storm recommended that ODF reconsider reinstatement of the Operator of the Year award. Chair Jarmer requested that Peter Daugherty enact this request with the Board, ODF Private Forests and ODF Public Affairs. Chair Jarmer requests ODF explore a summer presentation of the award.

Peter Daugherty requested Committee members establish a quarterly schedule for the Committee to meet. Randy Silbernagel requests receiving materials in advance of future meetings to be able to effectively review supporting materials to the agenda items.

Chair Jarmer entertained a call for any additional new business of the committee meeting. There being no further business, the meeting was adjourned at 2:30 p.m.

/s/
Kevin Weeks
Committee Assistant
Regional Forest Practices Committee

November 7, 2011