



American Institute of Professional Geologists

Michigan Section

www.mi.aipg.org/

October, 2005

From the President's Desk

Even though my term as your president doesn't officially end until year-end, the upcoming annual meeting, scheduled for November 3 this year, is the practical end of the term so this is my last official column. The last several years have been unusually active for the Michigan Section thanks to the determined efforts of a dedicated group of members, and I would like to thank them for their time and initiative on number of fronts and would encourage all of you to do the same when you see them.

Thanks to Walter Bolt and Kevin Lund and to those who have supported them through the often frustrating process of introducing, crafting, and promoting the Section's efforts to get the State of Michigan to pass legislation requiring the licensing of professional geologists.

Thanks to Adam Heft and the committee members who have volunteered to plan and manage the 2007 AIPG National Meeting to be held in Traverse City. This represents project management at its highest level and is an opportunity to showcase the Section to the National membership and our profession to citizens of the state.

Thanks to Eric Wallis for initiating the student chapter at Central Michigan University, which continues to be active, and serves as a model for other college students to become part of AIPG.

Thanks to Ty Black and Adam Heft who have been dedicated to producing, editing, and distributing the Newsletter on a regular basis. Without the newsletter we would quickly become a group of disconnected individuals.

Thanks to Lesa Bagby for rebuilding our web site and keeping it updated. This is likely our most public face and it has been Lesa's mission to maintain its relevancy and it looks great.

Thanks to Kevin Lund and friends who put together the first annual AIPG Michigan Section Golf Fundraiser. This was a great fun occasion that promises to become an annual event. Next year we hope to hold it earlier and give you plenty of time to

put it on your calendar so more of you can participate.

Thanks to the other current and past board members for attending meetings, administrating the details that keep this volunteer organization running, and making my term as an officer a pleasure.

Bruce Beltman

Olson to Speak at November Meeting on the Nestle Water Legal Case

James M. Olson will speak November 3rd at the Annual AIPG Michigan Section meeting. His topic will be the recent Nestle Water case and larger questions surrounding water diversions and the Great Lakes water resources. One of his current clients is Michigan Citizens for Water Conservation, who successfully won the Mecosta County Circuit Court (Root, Lawrence, J.) decision against Nestlé Waters North America, Inc. Background on this case and the larger questions surrounding water diversions and the Great Lakes water resources can be viewed at www.saveMIwater.org. The decisions may be printed from the firm's web page www.envlaw.com.

Mr. Olson is a principal with the law firm, Olson, Bzdok & Howard, P.C., specializing in Environmental, Land Use, Water and Natural Resource law, and public policy. He has a B.A. from Michigan State University, a J.D. from Detroit College of Law, and LL.M. from University of Michigan in the area of environmental and publicly owned natural resources law. He has lectured on various subjects associated with environmental and land use law in Michigan, Canada, and Brazil, and written several books, including Michigan Environmental Law (1979), Toward A Public Lands Ethic (1979), Cross Border Litigation (1986), and law review and magazine articles on environmental citizen suits, public lands, public trust doctrine, water and the Great Lakes, zoning and takings law, most recently Decision Time: Water Diversion Policy in the Great Lakes Basin (Woodrow Wilson Center, Sept. 2004).

Coming Events

October 9-15: Earth Science Week in Michigan, <http://michigan.gov/deq/0,1607,7-135--127547--,00.html>

October 12, 2005: MBGS Mentors meeting to hear Ken Petrie discuss: Winds of Change in Saudi Arabia.

October 20, 2005: PTTC presents Undiscovered Oil in the Michigan Basin, Part II.

November 2, 2005: The Society of Petroleum Engineers with Iskander Diyashev: The Oil Industry in Russia.

November 3, 2005: AIPG Chapter meeting; James M. Olson: "Michigan Citizens v Nestle Waters: Protecting the Integrity of Flows and Levels in Michigan's Watersheds" -- Mr. Olson is the lead attorney for Michigan Citizens for Water Conservation, who successfully won a Mecosta County Circuit Court (Root, Lawrence, J.) decision against Nestlé Waters North America, Inc. that imposes common law and environmental limits on the diversions of water out of watersheds. Nestlé Waters North America, Inc. developed a water bottling plant near Big Rapids, Michigan that pumped groundwater from wells. Background on this case and the larger questions surrounding water diversions and the Great Lakes water resources will be discussed. Followed by Q&A.

Location: Radisson Grand Rapids Riverfront, 270 Ann Street NW, Grand Rapids, MI 49504. Phone 616-363-9001, www.radisson.com/grandrapidsmi_riverfront.

Dinner: Choice of Chicken Champagne, Walleye Almandine, or Top Sirloin.

Schedule: Cash Bar/Check-in 5:30 to 6:30 PM, Dinner: 6:30 Speakers: 7:30 to 9:00. Prize Raffle.

Cost: Students \$25.00, Members \$35.00, Non-members \$40.00. Dinner is buffet style.

RSVP by October 28. Telephone or e-mail registration with Name, Company, Address, Phone, Fax, and Amount Due to AIPG-Michigan Section, c/o Mr. Tim Woodburne at twoodburne@preinnewhof.com or (616) 364-8491. Reservations not cancelled by October 28 will be billed. Checks to AIPG-Michigan.

Students looking for full-time employment after graduation or a part-time summer position can bring copies of their résumé to the meeting. Leave one résumé at the sign-in desk upon arrival. Résumés obtained at the meeting are available to AIPG members seeking job candidates by contacting Kevin Lund, kevin@insightes.com [We listed an incorrect address in last issue—editor].

Kurt Cunningham, CPG Appointed to Eaton Township Planning Commission

NEWS RELEASE-Soil and Materials Engineers, Inc.

October 3, 2005 (Plymouth, MI) – Eaton Township, located near Lansing, Michigan, has formed a Planning Commission and announced the appointment of seven Charter Members. The new Planning Commission is charged with assessing current land use in the Township and developing a Master Plan that outlines future land use for growth and development.

Kurt L. Cunningham, CPG, Project Geologist in the Lansing, Michigan office of Soil and Materials Engineers, Inc. (SME), was named a Charter Member. Kurt is a 14-year resident of Eaton Township where he is active in several community organizations, including the Eaton Special Riding Volunteers Association. With 18 years of environmental experience, Kurt manages hydrogeological and environmental projects in support of site development/redevelopment and infrastructure improvement projects. He holds a Bachelor of Science degree in Geology from Central Michigan University; and is a Certified Professional Geologist and a Certified Underground Storage Tank Professional in Michigan. Kurt is also an active member of the American Institute of Professional Geologists and the Michigan Basin Geological Society.

Charter members of the Eaton Township Planning Commission also include: Chair Charamy Cleary, Michigan Department of Agriculture; Vice Chair Ray Lawrence, Retired Auto Dealer; Secretary Dave Bankhead, Kline's Construction Company; Lyle Burpee, former Industrial Engineer at General Motors; Stan Moore, Eaton Township Board of Appeals; and Karen Welsh, Michigan State Police.

ELECTIONS: If you or someone you know is interested in running for Secretary (progressing office) contact Kevin Lund, Vice-President, ASAP.

AIPG Michigan Section Officers Walter Bolt, Past-president, 313-271-2223 (wjb@msg-dearborn.com); Bruce Beltman, President, (517) 346-5082 (bbeltman@gwsibiz.com); Kevin Lund, Vice President, (517) 545-2825 (kevin@insightes.com); Scott A. Cesarz, Treasurer, (313) 271-2223, (sac@msg-dearborn.com); Tim Woodburne, Secretary, (616) 364-8491 (twoodburne@preinnewhof.com).

Newsletter Editors Tyrone J. Black, 989-705-3402 (blackt@Michigan.gov) and Adam Heft, 517-887-1100 (hefta@fitzhenne.com).

Committees Awards, Jim Brode (jwbrode@ftch.com); Educational Outreach, Jim Brode (jwbrode@ftch.com); Membership, Mark Sweatman (marks@insightes.com); Regulatory Affairs, Vacant; Screening, Jim Ferrito (ferritti@michigan.gov); Student Chapters, Eric Wallis (EWallis@WM.com); Quarterly Meetings, Scott A. Cesarz, (sac@msg-dearborn.com); Treasury, Bruce Beltman (bbeltman@gwsibiz.com).

Circulation of the Michigan Section Newsletter is to over 360 members, a number of prospective members, several geology departments, and companies for a total over 450. Distribution is by e-mail and US. Copy in PDF format is posted at <http://www.mi.aipg.org>.

Newsletter Sponsors and Advertisements: The Sponsor section is \$15 per name or column inch for copy ready art. Copy preparation at an additional charge is available.

Professional Postings: The Professional Posting section, where you may advertise positions, is \$10 per column inch.

Seeking Employment: Members seeking employment may submit a 50-word listing at no charge.

Articles: The newsletter will feature topics on a quarterly basis, and will have a quarterly deadline for submissions. If you have ideas for topics or articles, query us or submit it!

Authors' opinions in articles are not necessarily the opinions of the Michigan Section or National Headquarters of the AIPG.

2007 Annual Meeting Update

Well, it has been a while since the last update regarding the planning for the 2007 national meeting, and several things have happened since that time. First, we have executed the contract with the Park Place Hotel, which will be the host facility for the meeting. The Park Place has been fully remodeled, and will serve our meeting needs well.

Second, and of equal importance, our Program Chair position has become vacant. Unfortunately, Matt Stuk, who previously held the position, was unable to continue to serve due to personal issues. We are currently looking for a replacement for Matt. If anyone is interested and willing to help out in that capacity, please let me know. The program chair is responsible for overseeing the overall technical program for the national meeting. We have already roughed in what we think that we want in the way of technical sessions (length and type). Going forward, the program chair needs to identify potential speakers for each of the technical session topics. Letters will need to be sent to each of them (we have a generic form letter from the annual meeting planning guide provided by national). Once we have speakers for each of the sessions, the rest is relatively easy. For the meeting, we will need to have moderators for the talks. A preliminary program is outlined listing all of the speakers and topics. As a side note, no one works completely alone; everyone helps provide ideas and feedback on all topics.

We are getting closer to having a list of field trips, spouse tours, and short courses. We plan to have letters out to the individuals that would lead the trips requesting their commitment shortly. These events were based largely on member responses to the questionnaire that was circulated at some of the previous section meetings.

As I indicated previously, we have our first sponsor for the meeting, and money has been received. The golf outing arranged by Kevin Lund, and discussed in a separate article in this newsletter, also provided money for the meeting. We will be sending out letters to potential sponsors, advertisers, and exhibitors in the next few weeks. Our goal for sponsorship is at least \$20,000, but I would like to see us go way past that. If anyone (or their employer) is willing to help sponsor the meeting, please contact myself, Kevin Lund, or Ed Everett.

The Michigan Section has elected to help contribute to this year's meeting in Kentucky by renting a booth. We will have information about our meeting, planned trips, events, and the Traverse City area available. If you plan to attend the meeting in Kentucky, please stop by the booth and say "Hi."

As always, the full details of the status of the planning process are available on the Section website. Anyone interested in helping out the Planning Committee would be welcome. Please contact me or another member of the Planning Committee if you have any comments, suggestions, or ideas on any aspect of the meeting.

Adam W. Heft, CPG
2007 General Chairman

Golf Fund Raiser Report

The First Annual AIPG Michigan Section Golf Fund Raiser was a resounding SUCCESS! The event was held in Howell, Michigan at the beautiful Marion Oaks Golf Course on September 12th. The weather was a perfect sunny and warm day. A total of ten foursomes participated in the event. The goal of the day was to have fun and raise money for AIPG education fund and the 2007 National meeting fund. Based on the exit polls, I think we met our "fun" goal, and we rose over \$500 to meet this year's education needs.

The executive committee would like to thank all the participants represented by Clayton Group Services, GES, Insight Environmental, Ground Water Solutions, Environmental Data Resources, SECOR, Hydro-Logic, Golder Associates, Innovative Engineering Solutions, Waste Management, Mateco Drilling Company, FTC&H, Speedway SuperAmerica, The Mannik and Smith Group, TCF Bank, Chase, CEMCOR Marketing, ATC, Strata Environmental, and Ford Land Development. The executive committee is very grateful of the following companies for sponsoring a tee and/or making contributions to the event.

Clayton Group Services
MATECO Drilling Co.
Environmental Data Resources
Insight Environmental Services, Inc.
Terra Probe Environmental, Inc.
Prosonic Corporation
Ground Water Solutions, Inc.
The Mannik & Smith Group

The event was organized by Robert Reichenbach and me from Insight Environmental Services. Tim Woodburne, Prein & Newhof, Jason Myers, EDR and Beth Apple, a MSU grad Student kept the refreshments moving during the day of the event and made the raffle and Vegas shot a success. Thanks to Eileen Bullen and Jennifer Formoso from Clayton Group Services for their great photography work.

The skill award and raffle winners:
Winning Foursome: Pat Conway, Chris Wiegel,
Brendan Foster, Mike Knutson
Closest to the Crooked line Drive Winner (Turkey
Cooker): Mike Serafini

Closest-to-the-Pin Winner (Putter): Craig Marlow

Closest-to-the-Pin Winner (Putter): Mike Serafini

Putting Contest (14.4 V Tools): Buffie Burns

Buffie Burns won the chance at \$2,500 and narrowly missed a 50-foot putt (WOW!).

50/50 Raffle (\$168) Winner: Ed Greenlee (Nice guy

Ed, he shared the winnings with his team mates)

Raffle Winner: Bob Zwald won a flat screen HDTV!

Unfortunately no one hit the hole-in-one to win the \$10,000 prize this year.

There's always next year for another try to win the cash at the Second Annual AIPG Golf Fund raiser to be held on August 21, 2006. Mark your calendars now and watch for the registration and sponsorship announcements in the spring 2006 newsletter. We hope to grow the event next year with more golfers and AIPG supporters. We can use more help to plan, contact sponsors, and put together next year's outing. Interested volunteers can contact either Robert Reichenbach, myself, or any of the executive committee. Thanks again to all the participants in the 2005 fund raiser. See you all next year.

Kevin Lund

Newsletter Notice via E-mail

Save us costs and more quickly receive meeting announcements and newsletters. Submit an updated e-mail address to Ty Black at tyblack@freeway.net or blackt@michigan.gov.

Newsletter Sponsors



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AIPG Chapter Meeting

November 3, 2005

Michigan Citizens v Nestle Waters: Protecting the Integrity of Flows and Levels in Michigan's Watersheds

Featured Speaker: **Mr. Jim Olson**

Principal with the law firm Olson, Bzdok & Howard, P.C.

Discussion: Mr. Olson is the lead attorney for Michigan Citizens for Water Conservation, who successfully won a Mecosta County Circuit Court (Root, Lawrence, J.) decision against Nestlé Waters North America, Inc. that imposes common law and environmental limits on the diversions of water out of watersheds. Nestlé Waters North America, Inc. developed a water bottling plant near Big Rapids, Michigan that pumped groundwater from wells. Background on this case and the larger questions surrounding water diversions and the Great Lakes water resources will be discussed. Followed by Q&A.

Location: Radisson Hotel Grand Rapids Riverfront, 270 Ann Street NW, Grand Rapids, MI (616) 363-9001 (Map attached)

Cost: Students \$25.00, Members \$35.00, Non-members \$40.00

Dinner: Choose from: Chicken Champagne, Walleye Almandine, or Top Sirloin

Time: **Cash Bar 5:30 - 6:30**

Dinner 6:30

Speaker 7:30 followed by Q&A

Please fill in the attached reservation form and return, responses must be received by October 28 to place the dinner orders

Space is limited to 60

James M. Olson is a principal with the law firm, Olson, Bzdok & Howard, P.C., specializing in Environmental, Land Use, Water and Natural Resource law, and public policy. He has a B.A. from Michigan State University, a J.D. from Detroit College of Law, and LL.M. in environmental law from University of Michigan. Since clerking with a Justice of the Michigan Supreme Court in 1971, he has practiced environmental, land use, municipal, water, and natural resource law. He has lectured on environmental and land use law in Michigan, Canada, and Brazil, and written several books, including *Michigan Environmental Law* (1979), *Toward A Public Lands Ethic* (1979), *Cross Border Litigation* (1986), and articles and essays on environmental citizen suits, public lands, public trust doctrine, water and the Great Lakes, zoning, property and takings law. He recently co-authored *Decision Time: Water Diversion Policy in the Great Lakes Basin* for the Woodrow Wilson Center, D.C. One of his current clients is Michigan Citizens for Water Conservation, who successfully won a Mecosta County Circuit Court (Root, Lawrence, J.) decision against Nestlé Waters North America, Inc. that imposes common law and environmental limits on the diversions of water out of watersheds. Background on this case and the broader questions surrounding water diversions and the Great Lakes water resources can be viewed at www.saveMIwater.org. The decisions may be printed from the firm's web page www.envlaw.com.

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Michigan Citizens v Nestle Waters: Protecting the Integrity of Flows and Levels in Michigan's Watersheds

Featured Speaker: **Mr. Jim Olson**

Principal with the law firm Olson, Bzdok & Howard, P.C.

Discussion: Groundwater and the case history of Michigan Citizens for Water Conservation, who successfully won a Mecosta County Circuit Court (Root, Lawrence, J.) decision against Nestlé Waters North America, Inc.. Followed by Q&A.

Location: Radisson Hotel Grand Rapids Riverfront, 270 Ann Street NW, Grand Rapids, MI (616) 363-9001 (Map attached)

Time: **Registration and Cash Bar 5:30 - 6:30**

Dinner 6:30

Speaker 7:30

Affiliation & Registration Fee (circle one): Students \$25.00, Members \$35.00, Non-members \$40.00

Dinner: Choose from: Chicken Champagne, Walleye Almandine, or Top Sirloin

Name(s): _____

Company: _____

Address: _____

Phone Number: _____

Fax Number: _____

Amount Due \$ _____ (Includes Dinner)

Payable at the door by cash or check however, prepayment is preferred and speeds things up at the door.

Please respond by October 28 by mail, fax or email to:

Mr. Tim Woodburne, C.P.G., C/O AIPG-Michigan Section

Prein&Newhof

3355 Evergreen Drive NE

Grand Rapids, MI 49525

Phone: (616) 364-8491

Fax: (616) 364-6955

Email: twoodburne@preinnewhof.com

Make checks payable to "AIPG-Michigan Section"

Reservations not cancelled by November 1, 2005 will be automatically billed

