

OSB ENVIRONMENTAL AND NATURAL RESOURCES SECTION EXECUTIVE COMMITTEE MEETING

MINUTES

January 14, 2011, 9:15 a.m.

The meeting was held at Schwabe Williamson & Wyatt's offices in Portland, Oregon.

Attendance:

In person: Jas Adams, Hong Huynh, Laura Maffei, John Marsh, Karen Moynahan, Patrick Rowe, Dustin Till, Sarah Winter Whelan.
Via Telephone: David Ashton, Regina Cutler, Nathan Karman, Brent Kenney, Erin Madden, Scott Morrill, Susan O'Toole, Rachel Barton-Russell, Kimberlee Stafford.
Excused: None

1. Approval of Minutes from November and December 2010 Meetings (John)

November and December minutes were discussed and corrections noted. November minutes were unanimously approved, with minor corrections. December minutes were unanimously approved as submitted.

2. Chair's Report (Jas)

- a. Welcome to new members – Jas Adams welcomed the new members of the EC and had each committee member introduce themselves.
- b. Volunteers for newsletters and brownbags – Details for these items reported in agenda items below.
- c. Oregon Legislature – Jas requested volunteers to assist with tracking the 1400 odd bills introduced in the legislature. Hong agreed to chair a subcommittee to do this work. Regina and Sarah volunteered to assist Hong.
- d. Initial Section Report – Jas presented a draft initial section report he has prepared for submission to the OSB. This report needs to be submitted by February 1. A motion was passed directing him to incorporate some items discussed at the meeting, provide a draft via email for final comment, incorporate final comments if any, and submit to the OSB without further committee action.
- e. Partnering with other sections: Jas commented on potential to co-sponsor events of various sorts with other sections, including Sustainable Futures, RELUC, Government Law and Administrative Law. Re social events – Susan O'Toole suggested the EC hold at least one social event outside Portland in 2011; she will identify social events dates and places for consideration of the EC.

3. Treasurer's Report (Laura)

Laura Maffei provided the treasurer's report. We had \$163 in expenses in November 2010, no revenues in October, and an ending balance on November 30th of \$16,780. We currently have 550 paid members and 11 complimentary members. Our 2011 budget was approved at the November EC meeting and subsequently provided to the OSB.

4. Bar Liaison Report (Scott)

- a. Bar Mentoring Program - Scott Morrill reported that the same applies from November which was details are still being developed, but this program will likely involve a one-year relationship for lawyers who have just passed the bar with an experienced attorney.
- b. Membership Directory - New rule requires all lawyers to designate an address, phone number, and email address. It is available on line, but there will be a cost for a hard copy.
- c. Personnel Changes - Amber Hollister, formerly of the governor's office, is now on board as the new deputy general counsel.
- d. Membership lists – Executive Committee lists have been updated on line. Updating membership lists is in process.
- e. Bar Books – On line and running.

5. Casenotes (Micah)

Micah was not on the phone call so we did not have a report at this meeting; the expectation is a casenote edition on a quarterly basis.

6. Newsletters (David)

The consensus was that the goal for 2011 should be to publish at least 2 newsletters. The potential newsletters mentioned include:

- October 2010 CLE newsletter (Karen and John [Issue Editors], Nathan, Susan)
- Portland Harbor (David [Issue Editor], Kim, Erin, Hong)
- Climate Change (Dustin [Issue Editor], David, Laura)
- Oil Spills (David and Patrick)

Karen and John will be co-Issue Editors for the CLE newsletter and it will be our next newsletter, to be issued in the 1st quarter of 2011. David will be the editor for the Portland Harbor newsletter. It was suggested that Christine Hein of Bateman Seidel

would be a good choice to work on that newsletter as well. Dustin Till will be Issue Editor for the Climate Change newsletter.

A new **Newsletter Subcommittee** was formed. David will serve as the Chair and act as the Managing Editor for all newsletters. Also serving on the subcommittee are Susan O'Toole, Rachel Barton-Russell, and the Issue Editors for newsletters in the works.

7. Deskbook (Laura)

The revised Deskbook will be available on-line and potentially available in hard copy for an additional fee. A **Deskbook Subcommittee** was officially formed. Laura is the Chair of the subcommittee. Other members of the subcommittee are Hong, Kim and Michael Campbell. Laura will organize meetings of the subcommittee to focus on deskbook revision of the two volumes most in need of revision; "Regulation & Permitting (Vol 1)" and "Enforcement & Litigation (Vol 2)."

8. Brownbags (Nathan)

The consensus was to shoot for 6 brownbags in 2011. The following are pending ideas:

- Citizen suit law update (point/counterpoint)
- Safe Harbors and spotted owls
- Power transmission and associated environmental issues on siting
- Coal exports from PNW
- Ethics [Scott]
- NEPA caselaw [Owen Schmidt]
- Kitzhaber's Natural Resource Advisor

Jas suggested that members of the EC and the Section take the lead on individual brownbags to assist Nathan Karman, who is the brownbag coordinator. It was noted that Sen. Jackie Dingfelder will discuss legislative priorities at a January 26th brownbag that has been advertised via email as being jointly sponsored by our section along with the Sustainable Futures Section.

9. Annual CLE Update (John)

The paperwork is complete to reserve Edgefield for the CLE this year. Our preferred dates of October 6 and 7 were not available so it will be held October 13 and 14. We will work with Edgefield to try to get web access for the conference. Dustin urged that more social events be held at the Annual CLE. Once again, John and Patrick [2010 Golf Tourney Champions] indicated that they would be looking for more participation in the golf tournament. Disk golf was suggested as another activity. We will also explore other social activities for the CLE event. We will be sending out a save the date to potential attendees in the next month. The **CLE Subcommittee** was formed

as follows: John [Chair], Pam, Erin, Patrick, Karen, Susan, Dustin. **Next Steps:** John to organize meetings of the subcommittee for 2011 Annual CLE and issue a “save the date” in February.

10. E-alert Topics (Patrick)

Patrick reported that Miller Nash will provide a summary of the Zidell case. Hong will do an E-alert on the Oregon legislative session. Dustin will talk to Martin Law Group colleagues about providing E-alerts on some of the topics addressed in their newsletter.

11. Law School Liaisons

The following Law School Liaisons were identified:

- Willamette Law School - Karen Moynahan
- Lewis and Clark Law School - Kim Stafford
- University of Oregon Law School – Rachel Barton-Russell

Next Steps: All liaisons will identify students to be designated as student EC members to participate in the Executive Committee meetings.

12. New Business

The EC approved a motion to provide a restaurant gift certificate in the amount of \$125 as a gesture of thanks to David for his service as Chair in 2010. Jas will arrange for this.

Jas adjourned the meeting at 10:30 AM.

Next Meeting Date: Friday, February 11, 2010, at 9:15 p.m., at Schwabe Williamson & Wyatt’s offices in Portland.