

FINAL
OSB ENVIRONMENTAL AND NATURAL RESOURCES SECTION
EXECUTIVE COMMITTEE MEETING

MINUTES

May 13, 2011, 9:15 a.m.

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

Attendance:

In person: Erin Madden, John Marsh, Dustin Till

Via Telephone: Jas Adams, David Ashton, Rachel Barton-Russell, Hong Huynh, Nathan Karman, Scott Morrill, Karen Moynahan, Susan O'Toole, Kimberlee Stafford, Sarah Winter Whelan

Others in Attendance: none

Excused: Laura Maffei, Patrick Rowe

1. Approval of Minutes from April 2011 Meeting (John)

April minutes were unanimously approved as corrected.

2. Chair's Report (Jas)

- a. Pro Bono Services Project – The Pro Bono Subcommittee will report on this topic next month.
- b. Section Award (David) – The EC discussed this topic as follows:
 - The award might recognize outstanding service in environmental protection and natural resources enhancement.
 - There could be more than one award per year.
 - Criteria are needed to be developed for the award.
 - The award could be a gift, monetary, and/or a certificate.
 - Nominations might be requested from the Section.
 - The award(s) would be made at the annual meeting.
- **Section Award Subcommittee** is - David [Chair], Karen and Jas. David will send out email to Section asking for interest in joining the committee from the general membership.

3. Treasurer's Report (Hong for Laura)

Because of Laura's excused absence at the meeting, Hong provided the treasurer's report for March and April. We had \$202 in expenses in March, \$75 in revenue in March, and an ending balance on March 31st of \$17,504. As of the end of March, we had 537 paid members and 1 complimentary member for a total Section membership of 538.

We had \$173 in expenses in April, \$60 in revenue in April, and an ending balance on April 30th of \$17,392. As of the end of April, we had 541 paid members and 1 complimentary member for a total Section membership of 542. Our budget projects 575 members with 25 of those complimentary.

4. Bar Liaison Report (Scott)

- a. Scott noted that Adobe document software is available from the Bar. This software allows accessing and working on a document from different locations on your primary computer. Contact Michelle Lane at the Bar to discuss this software.

5. Legislative Report (Hong)

The **Legislative Subcommittee** continues to track bills in the Oregon Legislative session. Hong recently sent out a newsletter with information on bills being tracked. Hong noted that she will send out an end of session report so we know what passed and what did not pass.

6. Casenotes (Jas)

Micah has decided to resign from his position as Casenotes lead. Jas will lead a discussion on hiring a Casenotes lead at the next EC meeting. Topics discussed included:

- a. Is the pay of \$15 per hour for up to 100 hours appropriate?
- b. Should we seek a law student, law school student group, or other to do this work?
- c. How much of the budget was Micah using each year?
- d. Micah will be asked to forward information on his term as Casenotes lead to inform the EC on seeking a new lead.

7. Deskbook (Laura)

Laura reported via email that the Deskbook Subcommittee is meeting next week to update on progress. They have been finding authors and are working on outlines for the first two volumes.

8. Brownbags (Nathan)

Following is the status of pending Brownbags:

- NEPA caselaw – Nathan is the lead for this Brownbag. He has tentatively arranged for Owen Schmidt to present in October.
- Safe Harbors and spotted owls – Brett putting together speakers for this Brownbag. Erin will assist Brett.
- Power transmission and associated environmental issues on siting – John agreed to be the lead for this Brownbag.
- Coal exports from PNW- Volunteer needed for this topic.
- Kitzhaber’s Natural Resource Advisor (GNRA) – The GNRA has been appointed (Richard Whitman). Jas. Adams will follow up regarding his availability after the legislative session ends, or the availability of his deputy Brett Brownscombe.
- Stormwater Management and Enforcement in Portland – Nathan is the lead for this Brownbag. Karen is helping find speakers. It will be scheduled for July.

It was noted that a successful brownbag was held on April 28th titled “Scientific Evidence Issues in Environmental Litigation.”

9. Annual CLE Update (John)

As reported before, the deposit has been provided to McMenamins Edgefield and the facility secured for the CLE for October 13 and 14. The **CLE Subcommittee** (John [Chair], Pam, Erin, Patrick, Susan, Dustin, Karen, Jas, Hong, and Brett) met the end of April continued work on the CLE program. Potential speakers are being contacted for sessions on ESA, Global Warming/Alternative Energy, CWA/CAA, and CERCLA/RCRA. Scott has agreed to give an environmental-oriented ethics talk and Patrick Flanagan, DOJ, has agreed to be our lunch speaker on the topic of environmental crimes. We have received an email requesting that the EC check with Section members before setting the date for the CLE next year in order to identify potential conflicts. This will be done.

10. E-Outlook (Patrick)

Patrick was excused from this meeting, but provided an update via email. He noted that two E-Outlooks were sent out in the last month:

- Legislative Update (Hong) – Issue 3
- Remand of the Secretary of the Interior’s July 16, 2009 withdrawal of the Western Oregon Plan Revision (Brett Kenney) – Issue 4

In addition, the following E-Outlook was sent on May 5 – Issue 5:

- Wyoming/Montana Water Rights Case (Sarah R. Liljefelt)

The following E-Outlooks are planned:

- Oil Pollution Act/CERCLA Cost Recoveries (David, Kim, Hong, Patrick)
- Climate Change (Dustin, David, Laura)
- Invasive Species (Jas)
- Legislative Roundup (Hong) – This E-Outlook will be issued after the Legislative Session is over.

11. Law School Liaisons (Karen, Kim, Rachel)

The EC discussion on defining the goals and expectations of having law school liaisons was put off until our June meeting. We will discuss among other topics:

- Should law school liaisons attend EC meetings?
- Should they provide monthly reports?
- Should they provide a conduit for the EC back to the law schools?
- Other?

12. Annual Meeting (Erin)

Erin has scheduled the annual meeting for December 9th at Pazzo Restaurant in the Burgundy Room. She is going to seek Governor Kitzhaber's natural resources advisor to keynote speak at the event.

13. Field Trips (Adam Orford)

Adam was not able to attend the meeting and there was no report.

14. New Business

- None

The meeting was adjourned at 10:28 AM.

Next Meeting Date: Friday, June 9, 2011, at 9:15 p.m., at Schwabe Williamson & Wyatt's offices in Portland.

**OSB ENVIRONMENTAL AND NATURAL RESOURCES SECTION
EXECUTIVE COMMITTEE MEETING**

AGENDA

Friday, May 13, 2011, at 9:15 a.m.

LOCATION: Schwabe Williamson & Wyatt; 1211 SW 5th Ave., Portland, OR; 19th Floor
To participate by phone: Dial 1-888-891-0496 and enter 150048

1. Approval of Minutes from April 2011 Meeting (John)
2. Chair's Report (Jas)
 - a. Pro Bono project update (Erin)
3. Treasurer's Report (Laura)
4. Bar Liaison Report (Scott)
5. Legislative Report (Hong)
6. Casenotes (Micah)
7. Updating ENR Deskbook (Laura)
8. Brownbags (Nathan)
9. Annual CLE update (John)
10. E-Outlooks (Patrick)
 - Portland Harbor – Cleanup Cost Update (David, Kim, Erin, Hong)
 - Climate Change (Dustin, David, Laura)
 - Oil Spills (David and Patrick)
 - Invasive Species (Jas)
 - Legislative Roundup (Hong)
11. Law School Liaison Reports (Karen, Kim, Rachel)
 - a. How do we want to focus our Law School efforts? (Jas)
12. Annual Meeting (Erin)
13. Field Trips (Adam Orford)
14. New Business (Jas)

**Next Meeting Date: Next meeting will be Friday, June 10, 2011, at 9:15 am at
Schwabe, 1211 SW 5th Ave., Portland, OR; 19th Floor.**

