

**OSB ENVIRONMENTAL AND NATURAL RESOURCES SECTION
EXECUTIVE COMMITTEE MEETING MINUTES¹**

Friday, September 13, 2013, at approximately 9:15 a.m.

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

Attendance (14 members attended, quorum achieved)

In person: Larry Burke, Kirk Maag, John Marsh, Laura Maffei, Dustin Till, Sarah Liljefelt, Anzie Nelson, Lawson Fite, Kate Moore, Patrick Rowe, Duncan Delano

Via Telephone: Dan Mensher, Aurora Paulsen, Hong Huynh

Others in Attendance: Jared Ogdon, Scott Morrill (via telephone)

Excused: Karen Moynahan

1. Approval of Minutes from July 2013 Meeting (Duncan)

Minutes approved.

2. Case Notes editor

Matt Preusch selected to be new editor by Laura and Jared. Matt is a new attorney, but he has years of experience as a journalist. Other 2 candidates were strong as well, but Matt was at top. He took the bar in July, results not back (just for the record). Motion to approve selection approved unanimously. Laura and Patrick and Jared will work to get him going.

3. Case Notes update (Jared)

Next issue will be in October, and Jared will facilitate the transition to link Matt up with the Willamette Law Review so we can keep up that relationship.

4. Chair's Report (Laura)

We need to do a budget for next year, so our annual meeting needs to be on Oct. 11. Discussion on budget tabled for later in the meeting when Patrick is in attendance.

House of Delegates Resolutions are due on Tuesday. At the July Meeting, Laura and others talked about posting decisions for administrative decisions online. The Resolution approval is a lengthy process – if we were going to do it by Tuesday, it would be tough (although not impossible). We had a discussion about what we might

¹ A quorum of the ENR EC is composed of at least 9 of the 17 members.

propose, if anything. Perhaps it's better to develop this over a period of months, gathering all the necessary information, in order to propose it next year. However, it is probably worth using the House of Delegates to get something through. Laura suggests that we develop a team to pursue this. Laura volunteered to join this, as did Sarah L. and Kate Moore.

Lewis & Clark Event to introduce students to Bar Sections – “Bar Prowl” – next Wednesday night. Laura is going but would like others to join. Sarah L. could come for the second half. Kate Moore could maybe come for the first half. Laura encouraged others to come – will send more info to those who might be able to come. Kirk and Larry will try to attend.

Write-up on Section for Bar Swearing-In Ceremony- Laura will send around draft for comments. Lawson asked if we have ever sent a representative from the Section, but Laura says that we don't really do that (maybe in the past); the Section description serves that purpose.

Annual Meeting- The Budget Committee is proposing a fee increase for next year, so we need an Annual Meeting before Oct. 15th in order to tell Bar fee increase. We also need to fill Executive Committee positions and elect officers at same time. We have three EC positions to fill (1 open currently). Sara W. is resigning because she is likely moving out of state. Hong is leaving as well. We had a discussion regarding possible nominees: Jared Ogdon (DOJ) [had left meeting by this point], Rose Francis (BPA). Both Jared and Rose have government affiliations, which is good for balance. We plan to leave one position open for proposal on the floor of the Meeting. John suggests this might be best to do before or after lunch at the Annual Meeting/CLE. There is no quorum needed if get meeting notice out. Kirk has been talking to someone at the Farm Bureau down in Salem, who is interested – Mike Freese. Mike is recently out of law school and worked in DC beforehand (DOI). John suggested that Dan Flow from consulting firm Cardno ENTRIX may also be a good candidate.

Consensus is that good slate would be Jared, Rose, and Mike. A motion was made and approved unanimously. Should make this decision by the middle of next week in order to get the slate out in the notice. The Meeting Notice needs to go out 14 business days before the meeting (must be Sept. 23), so we need this to happen quickly. The objective is to re-elect everyone and fill secretary slot (Dustin has agreed to fill it).

End of Year Party – we would like to have it on a Thursday (or other weeknight) in December. The committee will present awards (David Ashton will be putting that together). We expect to have a light meeting. Markowitz would be happy to sponsor the bar, according to Lawson. Kirk Maag volunteered to organize the party. Dustin added that he organized it in past years and it was held at Pazzo, so that might be a good place. Dustin will help Kirk.

5. **Treasurer's Report (Patrick)**- Patrick distributed a packet with last year's and this year's (YTD) finances, and and projections for next year. In next year's budget there is one version with the proposed membership fee increase and one without. The dues increase was recommended by committee to be a \$5 increase (up to \$20). Currently the section has 525 paid members, so that's the base number used for budget projection purposes. Regarding complimentary memberships, we presently have only 4, but last year there were 25, so we are projecting 15. We have a total projected membership of 540. Details of proposed budget:
- a. Revenues of \$10,500 from fees (w/o dues increase it would have been 7875)
 - b. CLE cost of \$4200
Will try to break even on CLE next year (in recent years we've tried to lose money on this event), due to Registration Fee increase by OSB.
 - c. Annual Meeting - \$2000
We are already at food minimum from Pazzo
So keep it at \$2000
And not having business items in middle of event will keep the socializing going, perhaps using more food.
Secretary decides gift for leaving Chair.
 - d. Case Law Summaries - \$1000 proposed (reduction from \$1500 for 2013)
Laura: Since the hours have gone down significantly, can we increase the hourly rate paid.
It's not only 6-7 hours per month, 40 per year.
Laura proposes to increase it from \$20 to \$25 per hour. Will vote later in meeting.
 - e. EC Committee - \$500 (same as 2013)
Seems consistent and a good budget amount
 - f. Desk Book - \$200 (\$500 2013)
Talk of collapsing it into Subcommittee because we don't spend much
So then budget for subcommittees if need to do working lunch, etc.
 - g. Charitable Contributions - \$1000 (2013 it was \$2000)
Don't have as much money
Some EC members uncomfortable about having us decide who Section gives money to
Perhaps warrants further discussion
Karen and Lawson are interested in this
Kirk would be OK with scaling this back to \$0
Laura stated that some Sections only donate if they have money left over at end of year.
John states that warrants a subcommittee to fully investigate this and delve into it, but still warrants a line item in budget, which may not use.
Further discussion on this issue, but no resolution.
Subcommittee will consist of, tentatively, Karen, Lawson, John, and Kirk
 - h. Further general budget discussion
No vote on budget, just on dues increase
Dues increase motion approved unanimously.

6. Bar Liaison Report (Scott)

House of Delegates will strongly recommend that all Sections will make contribution to CEJ. Question to confirm that budget doesn't need to be turned in until December 1st – Scott says that sounds correct but not sure. Budget planning materials will be sent out by Bar later this month.

5. Publications

a. Updating ENR deskbook (Laura) -

Volume I is out – note sent out by Laura recently

b. Casenotes (Jared)-

See above.

c. E-Outlooks (Sarah L.)-

Sarah has downloaded software that allows to post, but she'll work on it and figure it out. Doesn't know status on legislative updates – only e-outlook on the docket, which Dustin is doing, but he can't get it out soon due to current workload. Anzie volunteered to help out. Anderson case would be a good topic – insurance case (Seth). Sarah L. will be on maternity leave in November and December, so someone might be need someone to step in and help (Kate Moore volunteered).

6. Education/CLE

a. Brownbags (Anzie)-

Hong mentions presentation by Seth regarding environmental insurance case. Anzie will connect with Hong offline to confirm.

Laura Schroeder – Water Law presentation to Afghan government – has proposed dates later in October and November.

b. Field Trips (Lawson)-

- nothing new.

c. Annual CLE (John)-

John will a d to flier that we will have Annual Meeting at the CLE. Other sections to send out Notice to: Government, Admin, Ag, Sustainable Future, RELU. John will not be leading the CLE next year, so a volunteer is needed.

d. Legislative Update (Dustin)-

Already covered . This can drop off agenda; round-up with E-Outlook soon.

7. Committees

a. Pro Bono Report (Sarah W., Dan)-

None

b. Exec Committee Cultivation (Dustin)-

Already discussed.

c. Technology-

Kate's back and is working on website

d. Fastcase (Sarah L.)-

Already discussed.

8. New Business (Laura)-

Nothing further. Adjourned at 10:50

Next Meeting Date: The next Executive Committee meeting will be at 9:15 a.m. on October 4, 2013, at Schwabe, Williamson & Wyatt, 1211 SW 5th Ave., Suite 1900. If you will not be able to attend, please notify Karen Moynahan before the meeting via email to be excused.

080000/00777/4964837v1