

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

Friday, July 12, 2013, at approximately 9:15 a.m.

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

Attendance (9 members attended, quorum achieved)

In person: Karen Moynahan, Laura Maffei, Larry Burke, Dustin Till, Lawson Fite, Patrick Rowe

Via Telephone: Amber Hollister, Aurora Paulsen, Sarah W. , Kate Moore, Sarah L.

Others in Attendance: Scott Campbell

Excused: Kirk Maag, Scott Morrill, Duncan Delano, Hong Huynh, Dan Mensher, Anzie Nelson, Jared Ogden, John Marsh

1. Approval of Minutes from June 2013 Meeting (Karen)

Minutes approved.

2. Chair's Report (Laura) We will likely have to move meeting time and day next year because John Marsh has an ongoing conflict. House of Delegates meetings will be held next week for various regions. Laura will attend the meeting on behalf of our section. Laura has names of potential casenotes editors and has started to make contact with the candidates.

3. Treasurer's Report (Patrick)- As of May 31, 2013, our fund had \$12,263. In May, the section had 7 new paid members, bringing our paid memberships to 521 paid members. Our total membership is 525, as 4 are complimentary.

On January 1, 2014, OSB is increasing its per member assessment from \$6.50 to \$8.00. We have to have our annual meeting by October 15 if we are going to increase our dues. Even if we aren't increasing our section dues, we have to have our annual meeting by November 15th. The budget subcommittee (Patrick, John, Karen, Lawson) will meet prior to the September meeting to discuss recommendations regarding the budget, including potential dues increase, which will be discussed in our September meeting. Also, the subcommittee should consider having our annual meeting at the October CLE, or let membership know in the December meeting that increases are coming next year. The subcommittee will look at other sections' budgets to see how they are using their funds. Scott Campbell mentioned that the Idaho Bar Water Law Section charges \$25, and uses its surplus to offer law school scholarships and conduct research projects. We discussed having a 2-day CLE at a destination conference center in the future.

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

Patrick questioned whether the section could vote on the dues by email. Amber responded that it is not a viable option.

4. Bar Liaison Report (Amber)

The Bar's House of Delegates meeting will be on November 1st. The first round of regional meetings to discuss BOG proposals will be held from July 16th-18th. If you have resolutions to submit, send them to OSB by September 17th. The Rule of Professional Conduct are being reviewed by the ABA. There is a discussion by specialty bars to amend RPC 8.4 to prohibit discriminatory conduct when representing a client.

Amber suggested that the section put the sustainability award on our callendar for consideration next year so we have ample time to consider nominations.

5. Publications

a. Updating ENR deskbook (Laura) - Volume I still in progress. All chapters of Volume II are now in except for one.

b. Casenotes (Jared)- The next issue will be out next month. Jared would like the new editor to be on board by then.

c. E-Outlooks (Sarah L.)- Kirk is interested in writing an E-Outlook on SB 814, and Sarah will follow up with him regarding the timing of the article. Dustin is preparing a legislative update E-Outlook.

6. Education/CLE

a. Brownbags (Anzie)- Duncan D. is heading up the brownbags subcommittee while Anzie is on family leave. There are two programs lined up: the *Decker* decision (with Allison LaPlante) and developing a water code in Afghanistan (with Laura Schroeder). The *Decker* program was initially scheduled for the first week of July, but was postponed due to the Fourth of July holiday. The dates for both programs are TBD – probably in September.

b. Field Trips (Lawson)- Lawson provided an update on the Gresham wastewater facility tour, which was attended by nine people. A 'save-the-date' email was sent out for the September Portland Harbor cruise. Ten people have contacted Lawson about how to register. Lawson and Patrick will work with the OSB to set up the registration process, which will involve a small fee. The point of contact is Karen Lee at OSB CLEs/seminars. Lawson has received a draft contract from the cruise vendor. He has a few comments, then will send a draft to Amber at the OSB for signature. There will be a ~\$1,500 - \$,1800 non-refundable deposit. The total cost is ~\$3,500 depending on the final food selection. The Lower Willamette Group has expressed interested in providing a speaker. Lawson is exploring the potential for a tour of a water testing facility.

c. Annual CLE (John was excused)- The logistics are set up with Edgefield. Dustin is working on another 'save-the-date' email and the conference brochure. The various panel chairs are finalizing speakers. Dustin is coordinating the post-CLE social. Laura will provide the amount spent last year, and whether the section covered the hors d'oeuvres. Laura believes that law firms collectively contributed ~\$250 for the alcoholic beverages. Markowitz, Schwabe, and Marten Law are all interested in co-sponsoring. Dustin will follow up with Duncan to see if Tonkon Torp is interested.

d. Legislative Update (Dustin)- Dustin will follow up with the OSB legislative liaison regarding a final update.

7. Committees

a. Pro Bono Report (Sarah W., Dan)- Sarah W. provided a brief update. Sarah is preparing to distribute the pro bono directory to environmental NGOs. It was informally decided that the EC did not need to review the transmittal communication.

b. Exec Committee Cultivation (Dustin)- Dustin will follow up with Rose Francis at BPA and Jas Adams at ODOJ. There will be at least two openings on the EC next year. Laura will send out an email to existing EC members for confirmation on whether they intend to serve on the committee next year.

c. Technology- Kate M. was excused, and there was no update.

d. Fastcase (Sarah L.)- The bill requiring state agencies to save orders electronically passed. Karen M. will explore options at the BOG and HOD for requesting that all agencies post their orders online. This approach was favored over a more limited request by the ENR section.

8. New Business (Laura)- None.

Next Meeting Date: NOTE-THERE IS NO AUGUST MEETING! The next Executive Committee meeting will be at 9:15 a.m. on September 13, 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.