

OSB ENVIRONMENTAL AND NATURAL RESOURCES SECTION

EXECUTIVE COMMITTEE MEETING

Friday, April 20, 2018 – 12:00 Noon

LOCATION

In person: Dunn Carney
851 SW 6th Ave, 15th Floor
Portland, OR 97204

By phone: Dial 1-888-891-0496 and enter 150048

MINUTES

In person: Caylin Barter, Dave Becker, Kate Moore, Ryan Shannon, Lisa Amatangel
(Bar liaison)

By telephone: Lawson Fite, Tiffany Johnson, Michael Freese, Kirk Maag, Mark
Strandberg,

Quorum (9 minimum of 17) reached

Excused: Maura Fahey, Ashley Carter, Caroline Lobdell, Dominic Carollo, Devin
Franklin, Sarah Liljefelt, David Rabbino, Dustin Till

Approval of Minutes:

March minutes, including revision to Treasurer's report circulated after initial draft
minutes were circulated, approved by unanimous vote with one abstention.

Chair's report (Lawson):

Not a whole lot to report – we did get a little bump up in membership (after blast to
non-renewal members).

Lawson received a letter from the Oregon Minority Lawyers Association about an
event they are having. He will circulate that to the ExCom. The OMLA was also
requesting a donation from the Section; three years ago we reviewed our policy, and
decided not to make these sort of donations. Consensus that there is no need to
revisit the policy, so Lawson will advise OMLA of the policy.

He has been working with Ashley on laying the groundwork on the Pro Bono efforts,
and will have more to report at next meeting.

Bar Liaison Report (Lisa Amantagel):

The deadline to submit a flyer for the next swearing in is May 4th – if we want to submit something, we need to do it quickly. Lawson touched base with Dustin, E&NR did not submit anything last year. Lisa will look for the one submitted two years ago and send to Lawson/Dave so that we could use as a template if we are going to do one this year.

Treasurer's Report (Sarah):

As of the end of February, paid membership was up by five, and complimentary membership by three, to a total of 500 (492 paid). The end-of-March fund balance is \$15,332. The deposit for the Portland Harbor tour is not reflected in the balance yet, but it was sent out and should be reflected in the April statement.

Publications:

ENR Deskbook (Kirk/Mark)

Following up from conversation last meeting, Kirk reached out to Linda at the Bar and will be scheduling a time to meet next week to talk about moving forward with Volume 3, so that the Bar is sure we are committed to seeing it through. Once he has talked to Linda, Kirk will send an email to the whole section to find a member (who is not on the ExCom) to join Kirk and Mark to be in editorial charge of Volume 3.

Case Notes (Devin)

Kirk & Kate volunteered to locate people at their firms to help with summaries. The person Kate identified is not available for this round of Case Notes. Kirk was anticipating that Devin would let him know what specific articles she needs help with before asking specific people at Stoel. Lawson will follow up with Devin on this.

Lawson noted that, historically, E&NR had a partnership with Willamette Law Online to provide us summaries of non-federal cases. Could we follow up with the former editor (Matt Preusch). Ryan noted that Matt has been out of Oregon for several years. Kate seems to recall that Willamette Law Online may have changed the scope of the cases they are covering. Lawson will follow up with Devin.

E-Outlooks (Tiffany)

Tiffany published two E-outlooks in April – one was the legislative summary for the short session; thanks to David and Mike for their work on it – the other was on water law (the Klamath taking claims). For the next one, Tiffany will talk to Lawson about his article and continue to look for authors.

Education/CLE

Brownbags (Maura/Caroline/Ryan)

The March 22nd brownbag on sage grouse and avian predator control went well. There were about 15 people in attendance. It has been approved for CLE credit. Thanks again to Kirk/Stoel Rives for hosting and thanks to Caroline for helping come up with the topic and coordinate speakers.

Maura has not made as much progress on planning a June CLE as hoped, but has an idea in the works and plan to begin reaching out to potential panelists this week or next week. She is planning to focus the next CLE on groundwater regulation in Oregon and highlighting a few recent cases/issues throughout the state. Karen Russell, former WaterWatch attorney and current water law adjunct professor at L&C, is helping Maura focus the topic and identify speakers and Karen may be willing to serve as a moderator for the panel.

Kate suggested Maura should check in with Sarah Liljefelt regarding the groundwater CLE (Sarah has been working on some groundwater issues).

Finally, Lawson received an email from John Mellgren with Western Environmental Law Center in Eugene, expressing an interest in getting involved with the ExCom. John reached out to Dave and Dave connected Maura with John so that they might work together on planning a future brownbag event in Eugene. John is currently on paternity leave, but Maura and John plan to connect once he is back in the swing of things.

Field Trips (Caylin/Michael/Tiffany)

The date and time for the Portland Harbor Tour is set (Thursday, August 9th, 3:00 to 5:00). We can have a maximum of 80 people. The deposit was \$1,800; the total will depend on what options we select. We have to have food, and there will be a full cash bar. Estimated total will be about \$4,500. In past years the Section has subsidized the cost – we can discuss this again once we have total. One caveat: the captain has to coordinate a bridge raise to get to the Portland Harbor Superfund portion. They say it is “very likely” but not guaranteed – may end up cruising down the Willamette.

We need speakers for the cruise (maybe entice them with free entry) – Kevin Parette, Courtney Johnson, Julie Weis are suggestions. Caylin will send out a “we are booked” email – if you have connections for speakers, please let Caylin know.

Caylin coordinated with Karen Moynihan re: Bull Run tour, however, due to fires and maintenance on main road, if we pursue this year the tour will be constrained. There was a consensus to defer it to next year.

No progress yet on coordinating a Bend-centric field trip. Other options might include a wine afternoon, or something in Eugene (might be interesting to do a mill tour in Eugene along with a brown bag)

The Eagle Creek Fire area may have same constraints as Bull Run. Everyone should put on their thinking caps for other potential field trips.

Annual CLE (Kate)

We have a date: Thursday, October 11. The contract with McMenamín's has been signed by the Bar – Sarah submitted the check request for the deposit of \$2,000 (total cost is \$4,000).

Kate sent out a doodle for the committee to have an initial call, but no date yet set. Anyone else who is interested in serving on the Annual CLE subcommittee, please let Kate know. Also please let Kate know of any ideas for topics.

Lawson suggestions: big Supreme Court case about the gopher frog (critical habitat), FRCPS litigation, developments with MBTA, Cleaner Air Oregon

Legislation (Michael/David Rabbino)

Mike: the legislative E-Outlook went out. Senate Bill 1541 on air toxics regulation ("Cleaner Air Oregon") will have the signing ceremony this weekend.

There will likely be a special session in May or June to focus mostly on tax reform.

Mike suggested we might organize a pre-session brown bag with legislators in the fall in Salem? Could be somewhat longer than a regular brown bag. Mike will reach out to Maura to suggest this.

Committees:

Pro Bono (Ashley/Lawson/Devin/Ryan)

Lawson and Ashley met last month. They are working on getting information from the California Bar regarding the post-wildfire assistance program they did last year. They hope to have an update by next month so that we have something ready when the fires begin in Oregon. Lawson will follow up.

Technology (Dave Becker/Sarah)

The website is working fine again and Dave and Sarah are posting items timely.

Diversity (Dave/Ashley/Maura/Caroline/Kate)

The Diversity Committee will have a planning meeting by telephone on Thursday, May 26th.

Executive Committee Membership

No update at this time.

Annual Award/Meeting (Dave Becker, Dominic)

No update at this time.

Other/New Business (Lawson)

None.

OREGON STATE BAR
Environmental & Natural Resources - 813
Statement of Revenue and Expense
For the Three Months Ending March 31, 2018

Description	March 2018	YTD 2018	Budget 2018	% of Budget	March Prior Year	YTD Prior Year
REVENUES						
Membership Fees	\$140	\$9,840	\$10,300	95.5%	\$100	\$10,040
Registrations - Conferences/Seminars			3,000	0.0%		
Total Revenue	140	9,840	13,300	74.0%	100	10,040
EXPENSES						
Annual Meeting			2,200	0.0%		
Case Law Summaries	155	155	600	25.8%		
Committee - Executive			400	0.0%		
Committee - Subcommittee			200	0.0%		
Computer - Internet / Web			100	0.0%		
Conferences / Seminars Expense			5,000	0.0%		
Education	40	40	2,200	1.8%		
Gifts & Awards	242	242	600	40.3%		
Telephone - Conference Calling	23	37	200	18.5%	11	30
OSB Support Services Assessment	56	3,936	4,120	95.5%	40	4,016
Miscellaneous Expense	126	161	1,000	16.1%		
Total Expense	642	4,571	16,620	27.5%	51	4,046
Net Revenue (Expense)	(502)	5,269	(3,320)		49	5,994
Beginning Fund Balance		10,063				
Ending Fund Balance		15,332				
Section Member Count - Paid	7	492				502
Section Member Count -	3	8				11
Section Member Count - Total	10	500				513

E & NR Detail

Account Number	Account Description	Date	Vendor	Reference	Debit Amount	Credit Amount
813-4405-000	Membership Fees	3/1/2018		DUES	\$0.00	\$40.00
813-4405-000	Membership Fees	3/2/2018		DUES	\$0.00	\$20.00
813-4405-000	Membership Fees	3/16/2018		DUES	\$0.00	\$20.00
813-4405-000	Membership Fees	3/19/2018		DUES	\$0.00	\$40.00
813-4405-000	Membership Fees	3/26/2018		DUES	\$0.00	\$20.00
813-7320-000	Education	3/31/2018		MCLE Sponsorships	\$40.00	\$0.00
813-7395-000	Gifts & Awards-	3/14/2018	Fite, Lawson E	01/2018 ENR Plaque expendi	\$106.70	\$0.00
813-7395-000	Gifts & Awards-	3/22/2018	Liljefelt, Sarah R	03/2018 ENR Chair Gift/Card	\$134.94	\$0.00
813-7720-000	Case Law Summaries	3/28/2018	Franklin, Devin	02/2018 Casenotes editing	\$155.00	\$0.00
813-7745-000	OSB Support Service Assessment	3/31/2018		Mar Sec Admin Fee	\$56.00	\$0.00
813-7885-000	Telephone - Conference Calls	3/16/2018		Mar 2018 PGI Billing	\$22.70	\$0.00
813-7999-000	Miscellaneous Expenses	3/22/2018	Elephants Delicatessen Inc	02/2018 ENR Event Catering	\$126.33	\$0.00
813-U001-000	Environmental & Nat'l Resource Section Member Con	3/31/2018		Mar Sect HC Adjustment	7	0
813-U004-000	Environmental & Nat'l Resource Sect Comp Member	3/31/2018		Mar Sect HC Adjustment	3	0