

OSB ENVIRONMENTAL AND NATURAL RESOURCES SECTION

EXECUTIVE COMMITTEE MEETING

Thursday, February 21, 2019 – 9:00 AM

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: Mark Strandberg, Caylin Barter, Kate Moore, Ryan Shannon

By telephone: Ashley Carter, Dave Becker, Alia Miles, John Mellgren, Sarah Liljefelt, Stacy Owen (bar liaison)

Quorum (9 minimum of 16) reached

Excused: Kirk Maag, Maura Fahey, Caroline Lobdell

Unexcused: Lawson Fite, Dominic Carollo, Tiffany Johnson, Mike Freese

General ENR Section Members (non-EC): Shanna Knight, Cathy McCallum (both by phone)

Approval of Minutes (Caylin):

No edits were proposed to the draft minutes last circulated to EC. Following motion and second, minutes were approved by vote of quorum of EC members present.

Chair's Report (Kate):

We will plan to do general introductions at next meeting (March 21).

Kate reported that EC member Devin Franklin is not able to make any of the meetings during 2019 on account of scheduling conflicts and has decided to step down from the EC but continue to fulfill her duties as Case Note Editor. This brings our EC membership down to 16. EC agreed that we should try to fill vacancy to ensure there are plenty of members available to help out where needed, especially with people's busy schedules. Dave suggested reconvening the Membership Committee to take another look at the nominees for the 2019 EC slate and then they will make a recommendation to the EC regarding a person to approach about joining the EC for the remainder of Devin's term.

The initial Section Report is due to OSB. It covers basic information about Section goals and objectives, and Kate is seeking feedback regarding what she has drafted so far. As currently drafted, it reflects the following:

- Brownbags/CLEs: 4 events (Ryan agreed this sounded good)
- Field trips: 2 events (Caylin agreed this sounded good)
- E-Outlooks: 4 issues (Kate will reach out to Tiffany for feedback)
- Case notes: 4 editions (Dave will reach out to Devin for update)
- Annual CLE: October 3
- Annual meeting and award presentations: December*

*Note: we would need to hold our annual meeting by October 15 if we want to vote to increase Section dues, so if this ends up being a direction we want to go, we could hold annual meeting at October CLE. Just flagging for now.

- Name of chair of each subcommittee: Awards (Dave), CLE (Sarah), Brownbags (Maura/Ryan), Field Trips (Caylin), Legislative (Mike), Membership/Recruitment (Lawson? Kate will reach out to confirm), Newsletters (Tiffany for E-Outlooks, Dave for Case Notes), Website (Dave/Sarah), Diversity (Kate), Pro Bono (Ashley? Kate will reach out to confirm as Ashley had to drop off call to attend another meeting), Deskbook (Kirk/Mark), Annual Meeting/Award (Dave, Dominic, Ashley), Listserv Monitor (Kate)

Listserv reminder: we are using this more this year to send out reminders for EC meetings. Our concern about not having up-to-date membership reflected in listserv turned out to be unfounded. Will look into whether there are tech fixes available to reduce the out-of-office auto-replies.

Bar Liaison Report (Stacy Owen):

Stacy reported on several bar service opportunities. The BOG has four vacancies that are up for election. The filing deadline is May 14. The ABA and OSB Board of Delegates also have 2 positions open on each. The filing deadline is March 15.

Mark Johnson Roberts (Deputy General Counsel for OSB) is retiring, and his last day is Thursday 2/28. He is being replaced by Nik Choury who is currently a prosecutor in the Discipline Office with Stacy. He starts 2/25, so there will be a little bit of overlap with Mark. EC members can always work through Stacy if we need assistance from Bar's GC, but she wanted to let know about staffing change because Deputy GC is the person who signs contracts for Section (e.g., Edgefield CLE contract). Bar is also looking to fill Nik's position and is looking for someone with litigation and ethics/malpractice experience.

Treasurer's Report (Dave):

Bar has not posted January financials, so Dave did not have current numbers on account balance or Section membership. The only expenses from January were ~\$380 for the flight for Jillian Hishaw for the CLE on 2/7, and the \$2000 deposit to Edgefield for October CLE. Therefore, the balance without any new memberships would be around \$5500, though there are likely some new members as of January.

Financials should be posted in next couple days, so Dave will get numbers to Caylin by 2/28 to put into minutes after the meeting.

Publications:

ENR Deskbook (Kirk/Mark)

No update.

Case Notes (Dave)

Dave will provide updates to group based on his ongoing coordination with case notes editor Devin Franklin as he posts the content to our website. Dave just reached out to Devin for an update during the meeting and will report back at next month's meeting.

E-Outlooks (Tiffany)

It was noted that Tiffany sent out a call for authors to ENR Listserv on January 20. No other update.

Education/CLE

Brownbags (Maura/Ryan/Caroline)

The February 7 event on Diversity in the Field of Agriculture was well-attended and well-regarded.

The next event will be sometime between May 7 and 9 and will be focused on CAA. Stoel Rives is providing the venue. Tom Wood with Stoel will cover federal aspects. Ryan reached out to Leah Feldon and Ali Mirzahalili at DEQ for state rules perspective. Has also reached out to Mary Peveto with Neighbors for Clean Air for public interest perspective. He could use assistance with this recruiting effort if anyone has strong contacts with any of the prospective speakers.

John Mellgren and Judge Aiken in Eugene have been working on CLEs as well. There will be a CLE on March 1 at 12pm at the federal courthouse that deals with implicit bias and diversity, equity, and justice issues.

Field Trips (Caylin/Alia/Tiffany)

Dave will reach out to Lawson in next couple weeks to start coordinating Eagle Creek tour.

New idea from Alia: Willamette Falls field trip, and especially west side of falls (West Linn paper mill). Alia has a contact with PGE who may be able to facilitate. Alia will reach out to her contact to see about scheduling a trip in the fall.

Annual CLE (Sarah & Dave/Ashley/Ryan/John/Dominic/Alia/Maura/Mark)

Edgefield location has been confirmed, contract signed, deposit sent. First meeting already held, next planning meeting on March 5, topics are mostly chosen and panels are starting to be filled, on track and ahead of schedule!

Legislation (Mike)

Bar is tracking some ENR bills for us, with disclaimer that it may not be comprehensive or up-to-date. Shanna Knight (Section member) volunteered that she would be interested in helping Mike out with tracking bills and drafting an update for the E-Outlook at end of session.

Committees:

Pro Bono (Ashley/Lawson/Ryan)

No meeting yet, but hoping to meet soon.

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

Great CLEs on February 7th with Jillian Hishaw at LC Law and Stoel.

Upcoming CLE on implicit bias at federal courthouse on March 1 (see above).

No meeting since February 7 event, but Kate will work on convening committee to keep good momentum going this year.

Executive Committee Membership (Lawson/Mark - need two EC and one non-EC)

See update above in Chair's Report regarding suggested plan for filling vacancy: Membership Committee to reconvene and review last year's slate of nominees to serve out remainder of Devin's term. EC vote is needed on nominee to fill vacancy (see Article 6, Section 4).

Annual Award/Meeting (Dave/Dominic/Ashley)

See update above regarding possible coordination of annual meeting with CLE in the event there is a need to increase Section dues. Plan is to circle back in May and reevaluate need in light of a few more months of financials; with our current income and expenses, we anticipate a deficit of approximately \$2,000 per year.

Regarding the annual award, the Award Committee hopes to have another tough choice to make in 2019. May want to consider adding a question to the nomination form to ask about nominee's contributions to access to justice.

Other/New Business (Kate)

No new business.

OREGON STATE BAR
Environmental & Natural Resources - 813
Statement of Revenue and Expense
For the One Month Ending January 31, 2019

Description	January 2019	YTD 2019	Budget 2019	% of Budget	January Prior Year	YTD Prior Year
REVENUES						
Membership Fees	\$7,740	\$7,740	\$10,100	76.6%	\$9,600	\$9,600
Registrations - Conferences/Seminars	20	20	3,000	0.7%		
Total Revenue	7,760	7,760	13,100	59.2%	9,600	9,600
EXPENSES						
Annual Meeting			2,200	0.0%		
Case Law Summaries			400	0.0%		
Committee - Subcommittee			500	0.0%		
Computer - Internet / Web			100	0.0%		
Conferences / Seminars Expense			5,000	0.0%		
Education	496	496	1,000	49.6%		
Gifts & Awards			600	0.0%		
Telephone - Conference Calling			200	0.0%		
OSB Support Services Assessment	3,400	3,400	4,240	80.2%	3,840	3,840
Miscellaneous Expense			1,000	0.0%	35	35
Total Expense	3,896	3,896	15,240	25.6%	3,875	3,875
Net Revenue (Expense)	3,864	3,864	(2,140)		5,725	5,725
Beginning Fund Balance		8,018				
Ending Fund Balance		11,882				
Section Member Count - Paid	(112)	392				480
Section Member Count - Complimentary	10	33				2
Section Member Count - Total	(102)	425				482

E & NR Detail

Account Numbe	Account Description	Date	Vendor	Reference	Debit Amoun	Credit Amount
813-4405-000	Membership Fees	1/8/2019		Aptify BatchID = 302	\$0.00	\$60.00
813-4405-000	Membership Fees	1/9/2019		Aptify BatchID = 307	\$0.00	\$620.00
813-4405-000	Membership Fees	1/9/2019		Aptify BatchID = 308	\$0.00	\$220.00
813-4405-000	Membership Fees	1/11/2019		Aptify BatchID = 316	\$0.00	\$160.00
813-4405-000	Membership Fees	1/16/2019		Aptify BatchID = 318	\$0.00	\$760.00
813-4405-000	Membership Fees	1/17/2019		Aptify BatchID = 319	\$0.00	\$80.00
813-4405-000	Membership Fees	1/18/2019		Aptify BatchID = 323	\$0.00	\$540.00
813-4405-000	Membership Fees	1/23/2019		Aptify BatchID = 333	\$0.00	\$480.00
813-4405-000	Membership Fees	1/24/2019		Aptify BatchID = 336	\$0.00	\$560.00
813-4405-000	Membership Fees	1/30/2019		Aptify BatchID = 343	\$0.00	\$1,220.00
813-4405-000	Membership Fees	1/30/2019		Aptify BatchID = 345	\$0.00	\$320.00
813-4405-000	Membership Fees	1/31/2019		Aptify BatchID = 350	\$0.00	\$260.00
813-4405-000	Membership Fees	1/31/2019		Aptify BatchID = 356	\$0.00	\$20.00
813-4405-000	Membership Fees	1/31/2019		2019 Section Revenue	\$0.00	\$2,440.00
813-4565-000	Conferences / Seminars-Conf/Seminar Registration:	1/25/2019	Environmental & Natural Sec	B# 190022 - Ck# 817278	\$0.00	\$20.00
813-7320-000	Education	1/16/2019	Western Resources Legal Cent	02/2019 Airfare-J. Hishaw- Spk	\$397.76	\$0.00
813-7320-000	Education	1/23/2019	Fahey, Maura C	01/2019 Mileage-CLE prog- EH	\$58.00	\$0.00
813-7320-000	Education	1/31/2019		Jan 2019 MCLE Funds Transfe	\$40.00	\$0.00
813-7745-000	OSB Support Service Assessment	1/31/2019		Nov-Jan 2019 Assessment Fee	\$3,400.00	\$0.00
813-U001-000	Environmental & Nat'l Resource Section Member Cc	1/31/2019		Section HC ADJ for Dec-Jan m	0	112
813-U004-000	Environmental & Nat'l Resource Sect Comp Membe	1/31/2019		Section HC ADJ for Dec-Jan m	10	0