

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

Thursday, June 20, 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: Caylin Barter, Kate Moore, Mark Strandberg (late), Chris Thomas, Anna (Kate’s guest, Dunn Carney 1L summer associate)

By telephone: Dominic Carollo, Ashley Carter, Sarah Liljefelt, Kirk Maag, John Mellgren, Alia Miles, Ryan Shannon, Stacy Owen (Bar Liaison)

Quorum (minimum 9 of 17) reached

Excused: Dave Becker, Maura Fahey, Mike Freese, Caroline Lobdell

Unexcused: Lawson Fite

1. Approval of Minutes (Caylin)

Dave proposed an edit to correct the date of the September EC meeting to September 19th. Ryan and Ashley abstained from the vote, having not attended the May meeting. With this revision, the May minutes were approved.

2. Chair’s Report (Kate)

There were some questions that have come up about EC membership and remaining terms. Under the Section bylaws, there is a nine-year limit on overall EC membership, and a four-year limit on at-large members. The Bar reports that the four-year limit has been entirely ignored by other Sections and enforcing it is not a priority for the Bar at this time, and therefore it appears we have some flexibility to do the same. However, it is a bylaw that we should keep on our radar going forward.

In terms of voting for new EC members, we can either vote at our October business meeting or by email. The EC’s preference is to vote at the October meeting.

Kate got an email from Lewis & Clark Law School about its “Bar Prowl” event on Thursday, September 5th, from 4:30-6pm. The event provides an opportunity to talk with students about Section. Please email Kate if you are interested or available, and she will follow up again closer to the event.

3. Bar Liaison Report (Stacy)

No update today.

4. Treasurer's Report (Dave)

Dave was not able to attend the meeting but emailed the following report in advance:

The end of May balance was \$10,443, after deducting the \$2,000 check to McMenamins which the Bar has not yet expensed to our Section.

Two additional paid (and zero complimentary) members were added in May. Memberships at the end of May were 462 paid and 61 complimentary, for a total of 523. By comparison, memberships at the end of May 2018 were 496 paid and 9 complimentary, for a total of 505.

Overall, we remain about 7% below the paid membership at this time in 2018, although we continue to recover towards the same number of paid members. Given the surge in complimentary memberships, we can hope that some of those will become paid members in 2020.

On the topic of paid memberships, Kate noted that while multiple attempts to share an editable spreadsheet of nonrenewing members with the EC for outreach purposes were largely unsuccessful, those members who were contacted expressed surprise that they were not Section members and vowed to remedy the nonrenewal ASAP. This affirmed our suspicion that many nonrenewals were due to issues with rolling out the Bar's new association management software.

5. Publications

a. ENR Deskbook (Kirk/Mark)

No update this month.

b. Case Notes (Dave)

Dave reported by email that Case Notes editor Devin Franklin plans to release the next edition in early July, which will include cases through the end of June. Dave Becker will be writing a summary of the 9th Circuit's decision in *ONDA v. Zinke*. Devin mentioned that she had planned to send another request for volunteers the weekend of June 15, but no one on the EC recalled seeing anything come across the listserv or directly from Devin. Caylin will follow up with Dave by email to check with Devin on the ongoing quest for volunteers.

Chris is interested in assisting in the near-term, and he will have capacity to take on the Case Notes entirely in September if the need arises.

c. E-Outlooks (Chris/Ashley)

Chris suggested working more closely with Lewis & Clark's Environmental Law Review to secure articles, and then expand to other environmental programs. On our Section website

and in our other publications, we should still offer Section members the opportunity to write and publish with our E-Outlooks, and encourage them to do so.

The former E-Outlooks editor resigned from the EC in late May. Chris and Ashley both expressed interest in helping to take this over. Our next E-Outlook will be a legislative summary from Mike once the session is over and the dust has settled.

6. Education/CLE

a. Brownbags (Maura/Ryan/Caroline)

John reported that the June CLE that had been planned in Eugene has been postponed due to the uncertainty about the remainder of the session; instead, it has been pushed to September to give the presenting professor more time to digest the cap-and-trade bill and the other environmental bills that will have passed or failed by that time.

Ryan reported that we received MCLE accreditation for our brownbag event in May, and he and John will touch base on whether to try to organize a brownbag in August in Portland, whether we also need a Portland event in September (in light of the Eugene event), or whether we might push off the next brownbag until later in the fall.

Kate suggested having a brownbag presented by environmental consultants that is focused on how to work effectively with environmental consultants (and how to help environmental consultants work effectively with attorneys). Kate and Ryan will follow up on further brainstorming.

b. Field Trips (Caylin/Alia/Tiffany)

The Eagle Creek Fire Recovery Field Trip CLE on May 31st was successful and well-attended. Ryan reported that his office's summer law clerks loved it. Dave sent Caylin the presenter bios and the attendance list earlier this week, and Caylin will submit the MCLE accreditation packet to the Bar by week's end for 1.0 general CLE credits.

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

The Committee had its June planning meeting and is solidifying speakers at this point. They are working with the Bar's Registration Services on a Save the Date flyer and will be getting those out to the Section soon. Everything is on track and moving forward.

d. Legislation (Mike)

No update from Mike, but we will be getting an update from him soon to be published as an E-Outlook.

7. Committees

a. Pro Bono (Ashley/Lawson/Ryan)

The Committee met a couple weeks ago to discuss ways to expand the Section's pro bono options. Previous ideas around wildfire relief were difficult to coordinate, so the new focus is on creating Section volunteer opportunities to get out and benefit the environment and natural

resources. The Committee has been in touch with SOLVE Oregon about partnership options and is shooting for an event sometime in August.

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

No major updates at this time.

In terms of nominations for new EC members, we will keep our Section's diversity goals front of mind.

Now that law schools are on summer break, we will also want to nail down our primary contacts at the schools and eventually within the schools' various organizations that support and promote diversity, with the goal of strengthening our relationships with them and giving students more opportunity to become involved. The leadership at the student organizations turns over each year, so we will need to work diligently to stay connected year after year.

c. Executive Committee Membership (Lawson/Mark/TBD – two EC and one non-EC)

Kate reported that the Committee has circulated a spreadsheet of EC members and terms, and has reached out to members whose terms are ending this year in order to ask whether they are interested in continuing their service. There will be five positions to be renewed or filled that will require a vote at the annual meeting. Chris is filling out the remainder of Devin's term and his position would need to be submitted to a vote at the annual meeting. Kate asked that if current EC members know of potential EC members who may be interested in serving, please let Kate or the Committee know – we'll also be looking at our slate of past nominees and our existing Section volunteers. Look for an update from the Committee at the July 18 EC meeting, as they are meeting next week. While we are not required to appoint someone to fill the remainder of Tiffany's open EC position, we can do so if we desire, and we could reach out to the other top nominee for the last vacancy to see if they would like to hop on with the knowledge that their appointment would only be through the remainder of her term.

d. Annual Award/Meeting (Dave/Dominic/Ashley)

Dave circulated an email identifying important dates to be aware of with regard to the annual meeting (October 3, coinciding with CLE) and the annual end-of-year holiday party, at which we will present the Section's annual award.

The tentative date for the holiday party is Tuesday, December 10th, and Dave has asked the Ace Hotel to pencil us in for that date. Kirk noted that the NEBC conference (heavily attended by environmental compliance attorneys) was scheduled for the same time as our party last year and significantly affected attendance at our event, so we'll want to check on whether and when that conference has been scheduled.

Regarding the annual award, we will circle back to vote on the nominating committee at the July 18 EC meeting.

8. Other/New Business (Kate)

No other new business.

OREGON STATE BAR
Environmental & Natural Resources - 813
Statement of Revenue and Expense
For the Five Months Ending May 31, 2019

Description	May 2019	YTD 2019	Budget 2019	% of Budget	May Prior Year	YTD Prior Year
REVENUES						
Membership Fees	\$40	\$9,240	\$10,100	91.5%		\$9,920
Registrations - Conferences/Seminars		20	3,000	0.7%		
Total Revenue	40	9,260	13,100	70.7%		9,920
EXPENSES						
Annual Meeting			2,200	0.0%		
Case Law Summaries			400	0.0%		155
Committee - Subcommittee			500	0.0%		
Computer - Internet / Web			100	0.0%		
Conferences / Seminars Expense	40	40	5,000	0.8%		
Education		536	1,000	53.6%		40
Gifts & Awards			600	0.0%		242
Telephone - Conference Calling	16	76	200	37.8%	9	62
OSB Support Services Assessment	16	4,184	4,240	98.7%		3,968
Miscellaneous Expense			1,000	0.0%		161
Total Expense	72	4,835	15,240	31.7%	9	4,628
Net Revenue (Expense)	(32)	4,425	(2,140)		(9)	5,292
Beginning Fund Balance		8,018				
Ending Fund Balance		12,443				
Section Member Count - Paid	2	462				496
Section Member Count -		61				9
Section Member Count - Total	2	523				505

E & NR Detail

Account Numbe	Account Description	Date	Vendor Reference	Debit Amoun	Credit Amount
813-4405-000	Membership Fees	5/1/2019	Aptify BatchID = 437	\$0.00	\$20.00
813-4405-000	Membership Fees	5/15/2019	Aptify BatchID = 449	\$0.00	\$20.00
813-7245-000	Conferences / Seminars	5/31/2019	05/2019 Various Funds Tranfe	\$40.00	\$0.00
813-7745-000	OSB Support Service Assessment	5/31/2019	May Sec Assessment Fee	\$16.00	\$0.00
813-7885-000	Telephone - Conference Calls	5/12/2019	May 2019 PGI Svcs Billing	\$16.20	\$0.00
813-U001-000	Environmental & Nat'l Resource Section Member Cc	5/31/2019	May Section HC adj	2	0