

MEMORANDUM

TO: Executive Committee – Construction Law Section (the “Section”)
FROM: Van White, Secretary
DATE: February 3, 2023
RE: Executive Committee Meeting Minutes for January 23, 2023

Executive Meeting:

Commenced at 12:00 p.m.

Attendance:

Name	Position	In Attendance
Monahan, Justin	Chair	Y
Zahniser, Jacob A	Co-Chair Elect	Y-virtual
Martinson, Stacey A	Co-Chair Elect	Y-virtual
White, Van M	Secretary	Y
Holmberg, Stephanie Corey	Treasurer	N
Lutkavage-Dvorscak, Jakob	Past Chair	N
Johnson, Katie Jo	Member	Y-virtual
Town, Alix K	Member	Y-virtual
Baldwin-Sayre, Nick	Member	Y-virtual
O’Halloran, Bob L	Member	N
Kuchulis, Vanessa Triplett	Member	Y-virtual
MacKendrick, Andrew	Member	N
Nicholas, Mario R	Member	Y-virtual
Hager, Laurie R	Member	Y-virtual
Naito, Alexander	Member	Y-virtual
Karpinski, Seth Throop	Member	N
Juhren, Matthew	Member	Y-virtual
Graves, Elizabeth A	Member	N
Bennett, Angela W	Bar Liaison	Y-virtual
Fig, William G	Advisory Member	Y-virtual
Welch, Curtis A	Advisory Member	Y-virtual
Miller, Emily Sarah	Advisory Member	Y
Chaney, James A	Advisory Member	Y-virtual
Loiselle, Darien	Emeritus	N
Norman, Steve	Emeritus	Y-virtual
Johnson, Tara	Emeritus	N
Gallagher, Doug	Emeritus	Y-virtual
Christensen, Gary	Emeritus	N
Storti, Tyler	Emeritus	N
Meyer, Andrea	Guest	Y-virtual

Location: Otak Offices and via Teams:

Telephone Call-In: + 971-337-2457

Phone Conference ID: 502 808 855 #

1. Introductions. All who attended the meeting (in person and remotely) introduced themselves to the other attendees.
2. Approval of Meeting Minutes. Van White moved to approve the meeting minutes for the following meetings held in late 2022; seconded by Jacob Zahniser and approved by the Executive Committee:
 - Regular Executive Committee meeting held on October 10, 2022
 - Special Executive Committee meeting held on November 17, 2022 (to discuss 2022 charitable contributions and 2023 section budget)
 - Special Executive Committee meeting held on November 29, 2022 (to approve 2023 section budget)
3. Financial Report.

Treasurer Stephanie Holmberg was unable to attend. Van White reported that last financial statements posted by OSB on their website were through November 2022. The December 2022 financial statement was not available to review at the time of the meeting.
4. Retroactive Approval if Final Summer Social Expenses.

In late December, the Porter Hotel informed Jeremy Vermilyea that the Section had an outstanding balance of \$157.76 owed for the Section's summer event that was held at the Porter Hotel. The section had previously paid a \$3,000.00 deposit. The Committee approved paying the outstanding amount of \$157.76 to the Porter Hotel. Stephanie Holmberg, Treasurer, to take steps to have the outstanding invoice from the Porter Hotel paid.
5. Newsletter/Website Update.

We discussed what other OSB sections do with regard to their newsletters and publications. All members of the Construction Section Executive Committee are to write at least one article for the Section newsletter per year. We are going to try to produce at least 3 newsletters in 2023. The last couple of Section newsletters were great, but there was a sense that they may have contained too many articles. We should have enough authors to support at least 3 newsletters per year. Alex Naito to circulate a sign-up sheet for 2023 article submissions. We briefly discussed the Section website, but no one expressed any interest at this time in revamping it or beefing it up.

6. 2023 Nominating Committee Make-Up.

Jakob Lutkavage-Dvorscak, as Past Chair, will lead the nominating committee for 2023.

7. Legislative Update.

Bob O'Halloran was not present to provide a legislative update. Justin Monahan mentioned that there is a lot currently going on in Salem during the current legislative session that is of interest to his firm (i.e., OTAK). Doug Gallagher mentioned that the legislature is currently having discussions with respect to how to address issues with the retention statute (i.e., ORS 701.420). Doug indicated that HB 2870 proposes a fix to concerns with the statute as currently written.

8. 2023 Executive Committee Meeting Calendar.

Meetings are generally held on the 2nd Monday every 2-3 months at 12 noon. The Executive Committee meeting calendar for the rest of 2023 is as follows:

- March 13 – to be held at Samuels Yoelin Kantor
- May 8 – to be held at Sussman Shank
- July 10 – to be held at Stoel Rives
- October 9 – to be held at Miller Nash (note, however, that October 9 is Columbus Day/Indigenous Peoples Day)

The Section does not intend on conducting an Executive Committee meeting in conjunction with the fall seminar as it has done in the past years.

9. 2023 OSB Construction Law CLE.

The CLE committee for 2023 will be composed of:

- Jacob Zahniser (Co-Chair Elect)
- Stacey Martinson (Co-Chair Elect)
- Laurie Hager
- Alex Naito

The Executive Committee intends on putting on one CLE in 2023. The plan is to not have it co-sponsored by OSB. The Executive Committee hopes the seminar will generate revenue for the section. The Executive Committee had some general discussion regarding possible venues for the 2023 Section CLE. The CLE committee will begin meeting, brainstorming, and planning the 2023 CLE sponsored by the Section.

10. New Business.

We discussed Section meeting guidelines, including use of OSB's Zoom account for future meetings. The Executive Committee agreed to option 3 – use of the OSB Zoom

account, at no charge. However, we need to provide OSB with adequate advance notice to reserve the OSB Zoom account for our meetings.

Bill Fig agreed to be the social chair for the Executive Committee for 2023. The Executive Committee hopes to host 1-2 social events in 2023.

Andrea Meyer, an attorney at Sussman Shank, spoke briefly and expressed her interest in getting involved with the Executive Committee.

11. Adjourned: Meeting adjourned at 1:05 p.m.