

WSBA CONSTRUCTION LAW SECTION COUNCIL MEETING

5.10.2023 @ 12:00 p.m.

<p>MEETING Virtual Zoom Meeting Only <i>J. Beyerlein</i> <i>T. Colburn</i> <i>S. Millstein</i> <i>B. Sinner</i> <i>A. Murphy</i> <i>R. English</i> <i>C. MacGregor</i> <i>C. Nelson</i> <i>P. Spratt</i> <i>S. Campbell</i> <i>T. Henry</i> <i>E. Perka</i> <i>S. Yamada</i> <i>B. Reed</i> <i>E. Varriano</i> <i>E. Perka</i> <i>G. Palachuk</i> <i>B. Hill</i> <i>J. Scuderi</i> <i>L. Holohan</i></p>	<p>CALL IN INFORMATION Dial: +1 253 215 8782 or +1 669 444 9171 Meeting ID: 812 5830 6719 Passcode: 704802</p> <p>Join Zoom Meeting</p> <p>Meeting URL: :https://LanePowell.zoom.us/j/81258306719?pwd=dGdMRDhUNU1pdDA0QVFyczRmVnh0QT09</p>
-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

AGENDA

1. Welcome — J. Beyerlein | This Day in History — Seth Millstein

Allison leaving at 12:30; TBC to take notes after. Next month – no meeting. Reminder, no meeting in August.

2. Approval of March 2023 minutes; review of April 2023 minutes – J. Beyerlein

Minutes from March and April are approved.

3. WSBA Elections Update (current member considerations) | Nomination Committee Report: S. Millstein

Brian Guthrie does not attend meetings – discussed whether we want to remove him as a member to free up a spot to fill his seat with another willing candidate. C. MacGregor confirms 2/3 is required for removal. S. Millstein has reached out to

Mr. Guthrie without response and moved to replace him as an at-large member effective immediately. Motion to remove him passed.

S. Millstein made a second motion to replace B. Guthrie with Evan Brown (Evan has applied to multiple positions). Motion to replace B. Guthrie with E. Brown passed.

Open positions – Committee for Elections was T. Henry, C. Nelson, R. English and S. Millstein. Recommendation was Bryce Sinner for Vice Chair, Ellie Perka for Treasurer, Travis Colburn for Secretary. At-large position would be William Scott Noel, Bill O’Leary and Bill Young. These individuals were approved to go on the ballot.

Discussion was had as to whether there should be a requirement via amendment to bylaws to have secretary and treasurer position be prior members on the council and whether their term should be two years instead of one for continuity purposes. C. MacGregor walked through the process to do this. Secretary and Treasurer should have previous one-year experience on the council as an at-large member.

C. MacGregor: look over everything in by-laws and consider changes; each section can determine whether inactive members can be voting members (WSBA approved); when materials are ready, submit to C. MacGregor. Possibility to address “past-chair” issue and 2-year terms for secretary and treasurer. S. Millstein and B. Sinner agreed to help J. Beyerlein with subcommittee on by-laws.

4. Mid-year / Annual CLE Planning (2023)– R. English

5.

- June 2, 2023: Written Materials Due May 8; PPX due May 26.

R. English: Program is in good shape. Not sure how many judges will be remote/in person. No sign ups yet. In person is maybe 35 seats; sign-up early.

Reminder materials are past due... R. English can “bird dog” judges and presenters.

- Flier Attached - price \$150/\$185

No comments.

6. Legislative Update — J. Beyerlein

A. Tramontanas will present in an upcoming meeting.

7. Newsletter publication / posting – C. Nelson

C. Nelson: make sure that authors have authority to post those articles on their own firm's website to motivate people to write articles for the WSBA Construction Law newsletter. C. Nelson moves to allow WSBA newsletter authors to post on their firms' website. Seconded; no objections.

8. "Lunch with Lawyers" Law School Outreach (UW/SU/Gonzaga) Update - T. Colburn

T. Colburn has reached out to SU, UW, and Gonzaga to coordinate dates for a virtual presentation in June and September. Coordination is on-going. C. Nelson agreed to help participate.

T. Colburn: Update on executive committee retreat at Tutta Bella on 6/1 – committee wants to go forward; will confirm and finalize.

Recommended to invite E. Brown to Council retreat and three at-large members with caveat that voting is not finalized.

9. Andrus Recognition Event (Cutters) May 17 – B. Reed Update

B. Reed: Winter is now Spring forum - May 17th at 5:30 pm. If you are attending, be on time, tight schedule. Will be presenting a vase to J. Andrus; other judges attending along with former colleagues. May turn into a "roast". Sixteen attendees, so far. Encourage new potential members to attend.

10. Financial Report – E. Perka

E. Perka: Andrus event expenses haven't hit; all line items are at zero percent, except newsletter expenses.

11. Road Trip CLE Report | Change in Date – P. Spratt / A. Murphy

Benton County contact is radio silent. Status of event is unknown. Should consider collaborating with another bar if there is no contact. Number of tickets have sold, so reimbursement of ticket holders will have to occur. Will try again to reach contacts and maybe push until August 2023. Could consider a webcast because there was no in-person attendance.

12. Field Trip (formerly fall forum) – B. Reed

Nothing to report. Likely will be September – waiting for project to finish. Expected to finish mid-summer. Perhaps dinner beforehand and walking over for our tour... T.B.D.

13. Subcommittee | Creation / Appointments / Reporting: J. Beyerlein

- Lifetime Achievement Award Committee: Todd Henry, Seth Millstein, Ellie

Perka.

- CLE Subcommittee

From last meeting (below), which is now live on the website today (5/10/2023). Goal is to have members on at least one committee (J. Beyerlein).

- ✦ Midyear CLE | (2023) Ron English, Bart Reed, Jennifer Beyerlein; (2024) Ron English, Geoff Palachuk, **volunteers?**
- ✦
- ✦ Road Show CLE | (2023) Paige Spratt, Allison Murphy (2024) **volunteers**
- ✦
- ✦ Winter Forum | (2023) Bart Reed [lifetime achievement dinner]; (2024) **volunteers**
- ✦

- Newsletter Subcommittee: Colm Nelson, Evan Brown (Section member only) [Bryce Sinner if needed]
- Legislative Subcommittee: Jennifer Beyerlein, Bryce Sinner
- Diversity, Equity, and Inclusion Subcommittee: Masaki Yamada, Geoff Palachuk (if needed) **volunteers**
- Social Event Subcommittee: Travis Colburn (as Section member only after term ends); Erin Varriano
- Law School Outreach / Lunch with Lawyers: Masaki Yamada, Colm Nelson, Ellie Perka, Jonathan Schirmer (Section member only)
- Construction Section Elections Committee: (2023) Todd Henry, Colm Nelson, Seth Millstein, Ron English
- People who didn't specifically volunteer for a specific subcommittee: Allison Murphy, Paige Spratt, Lena Holohan, Brian Guthrie, Scott Campbell

Highlighted members are encouraged to pick a subcommittee.

14. WSBA Deskbook Update: R. English

R. English: No action in the last month. WSBA to produce existing chapters in Word format – promised by late May. Authors will be asked to produce a redline by mid-August.

G. Palachuk: create a possible case book for construction law classes at SU. Re-visit and explore in subsequent meetings. Interest? Next meeting?

Re-visit the idea of a scholarship? Lunch with Lawyers program can ask student or in a Q&A post-presentation? Statement of interest in construction law scholarship?

15. For the Good of the Order

C. MacGregor: related to deskbook. Proposal to make deskbooks a free WSBA member benefit. Discussion will begin 5/19 at the board of governors meeting: <https://www.wsba.org/about-wsba/who-we-are/board-of-governors>. Our section doesn't get money from sales. B. Sinner – in Oregon they are free. B. Hill supports making it free.

S. Millstein: Lifetime achievement award update. Will discuss when and who award will be given to next year.