

WSBA CONSTRUCTION LAW SECTION COUNCIL MEETING

11.9.2022 @ 12:00 p.m.

<p>MEETING Virtual Zoom Meeting Only <i>B. Reed</i> <i>R. English</i> <i>T. Colburn</i> <i>E. Varriano</i> <i>L. Holohan</i> <i>G. Palachuk</i> <i>M. James Yamada</i> <i>J. Scuderi</i> <i>A. Tramountanas</i> <i>B. Sinner</i> <i>J. Leary</i> <i>S. Millstein</i> <i>C. Macgregor (Late)</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 style="text-align: center;">Join Zoom Meeting</p> <p>Meeting URL: :https://LanePowell.zoom.us/j/81258306719?pwd=dGdMRDhUNU1pdDA0QVFyczMmVnh0QT09</p>
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AGENDA

Let B. Reed know that TBC would be filling in for A. Murphy who had a conflict.

1. Welcome / – B. Reed

B. Reed filling info J. Beyerlein. R. English will drop off early after his presentation.

2. Approval of October 2022 minutes – B. Reed (See Word Attachment)

M. Yamada moves to approve; minutes unanimously approved.

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

General topic is pass through claims. Suggestions on speakers requested, as well as possible titles. General outline of potential topics is below with some suggested speakers.

Sample contract clauses (Termination?)

Statue of Limitations, Severin doctrine (Could be wrapped into contract clauses?)

Subcontractor Certification issue

Subcontractor Indemnity

Safeco (SOL and SOR)/STP (Todd Henry? Panel discussion?)

Gatekeeper function (Karl Oles?)

Panel Discussion – more than one panel?

Delays and Responsibility for Delays

*Legislative Update and Case Law (Athán?)
Ethics discussion? (Not Soelling and Strait – for Winter Forum)
Judicial panel – same panel? R. English will coordinate panel.*

Ellie Perka was suggested for a panel;

*By next meeting, R. English would like a title, refined subtopics, & some ideas for more speakers.
R. English will reach out to Judge Andrus for judicial panel.*

4. Council Retreat (12.19.2022 / Cortina) – T. Colburn

Update – approximately 7 people have confirmed. TBC misspoke – there is not technically a minimum number of people, rather a minimum dollar amount. So, seven people could attend and split the +/- \$2000 minimum fee, i.e., approx. \$285 per person.

5. Winter Forum (Cutters) – B. Reed Update

B. Reed reached out to Prof. Strait. That's the extent of the update. Timeframe is late-February 2023. Will need sponsor for alcohol. S. Millstein will reach out to potential sponsor. B. Reed inquired into potential ethics topics from the committee – S. Millstein suggested Henderson v. Thompson and what attorneys can and can't say – thoughts from Soelling? Possibly too broad? Soelling and Strait may have ideas when we hear back.

6. WSBA Fall Section Leaders Orientation (11.14.2022) – C. MacGregor

- Volunteer??

C. MacGregor was not in attendance until the end, but did not report.

7. Financial Report – E. Perka

E. Perka was not in attendance. One possible solution to spend the money is to give away tickets to the Winter Forum. Also discussed was a potential field trip. B. Reed suggested Coleman dock and would reach out to WSDOT and WSF.

8. Road Trip CLE Report – P. Spratt / A. Murphy

P. Spratt and A. Murphy were not in attendance.

9. For the Good of the Order

Discussion of Tadych.

*A. Tramountanas thanked the committee for the Smith Tower gift certificate.
Articles for WSBA newsletter and Deadline? B. Reed will inquire with C. Nelson.*