

**ISB GOVERNMENT & PUBLIC LAWYERS SECTION  
MINUTES OF DECEMBER 2, 2010 MEETING**

**I. CALL TO ORDER – INTRODUCTIONS**

President Scott Keim called the meeting of the Idaho State Bar Government and Public Sector Lawyers Section to order at noon on Thursday, December 2, 2010. Attending in person were: Loren Anderson, Ryan Armbruster, Emily Kane, Scott Keim, Cheri Ruch, Scott Spears, Matt Wilde, and Dave Wynkoop. Attending by phone were: Jerry Mason, Lynette McHenry, Nancy Stricklin, and Dave Sasser.

**II. OLD BUSINESS**

- A. **October minutes.** Cheri Ruch moved that the minutes of the November 4, 2010 meeting be approved as prepared by Secretary Emily Kane. Dave Wynkoop seconded the motion. Vote in favor of the motion was unanimous.
- B. **2011 ISB Annual Meeting CLE.** Emily Kane will call ISB Deputy Executive Director Mahmood Sheikh to sign the section up for a 2-hour CLE slot at the ISB Annual Meeting in July. Lynette McHenry has been asked to repeat the tort claims CLE that she provided for the section on September 29, 2010. She will ask Mahmood if it is OK for her to do that on behalf of the section.
- C. **2011 monthly CLE topics.** Laura Chess is coordinating speakers and topics for the 2011 slate of monthly meeting CLEs and will provide a proposed lineup in January. Ideas for both are welcome.

**III. NEW BUSINESS**

- A. **Catered v. brown bag lunch.** Scott Keim announced that having a lunch catered at the section meetings costs \$150 to \$200. It is the section's largest expense, out-of-towners and picky eaters do not get to eat it, and there is always a lot of food left over. Emily Kane moved that the section stop having lunch catered at its monthly meetings. Jerry Mason seconded the motion. Vote in favor of the motion was unanimous.
- B. **Rental CLEs.** Five of the section's morning CLEs are available to rent via DVD at the standard rate of \$30/regular credit hour and \$35/ethics credit hour – or the section can set its price. All rental proceeds go to the section. ISB has asked the section to review our tapes to see if they are outdated and also review our prices. Scott Keim said that one of our DVDs has a below-standard rental rate and the rest of them have higher-than-standard rental rates. Dave Wynkoop moved that our section adopt the standard rental rates for all of our tapes. Ryan Armbruster seconded the motion. Vote in favor of the motion was unanimous. Scott led a discussion of each of our section's tapes:
  1. **"Idaho Tort Claims Act,"** 1.5 regular credit hours, presented by Lynette McHenry, on September 29, 2010 (previously \$60 to rent). This is our most recent CLE and will remain available to rent at the standard rate.
  2. **"Ethics and the Pro Se Opponent: A View From the Bench,"** 1 ethics credit hour, presented by Daniel T. Eismann, Cheri C. Copsey, and David C. Epis, on October 30, 2009 (previously \$40 to rent). Laura Chess is going to ask Judge McLaughlin present an updated CLE on this topic. Until then, this DVD will remain available to rent at the standard ethics rate.
  3. **"Ethics in Administrative Proceedings,"** 1 ethics credit hour, presented by John Arkoosh and Cheri Ruch, on December 4, 2008 (previously \$40 to rent). Cheri Ruch stated that the law in this area has not changed since this CLE was presented. This DVD will remain available to rent at the standard rate.
  4. **"An Introduction to Liability and Immunities under 42 USC 1983,"** 1.5 regular credit hours, presented by Mike Gilmore, on March 5, 2008 (previously \$50 to rent). Scott Keim will check with Mike to see whether it needs to be updated. In the meantime, it will remain available to rent at the standard rate.
  5. **"Issues Involving Area of City Impact/Annexation and Ex-Parte Contact in Planning and Zoning,"** 1.5 regular credit hours, presented by Jerry Mason and Bill Nary (previously \$40 to rent). Jerry said that there has not been a lot of net change in this area. Lynette stated that this is a great resource for attorneys unfamiliar with land use and hopes that the section will keep it available for rental. Scott Keim will talk to Mahmood Sheikh on this DVD's rental history.

**IV. TODAY'S CLE (APPROVED FOR 0.5 HOURS ETHICS CREDIT)**

Matt Wilde, of the Boise City Attorney's Office, presented a one-hour CLE entitled, "Rule of Professional Conduct 1.13 – Organization as a Client."

**V. NEXT MEETING**

The next meeting of the Idaho State Bar Government and Public Sector Lawyers Section will be held on Thursday, January 6, 2011, at noon, at the Idaho State Bar Law Center, 525 West Jefferson, Boise, Idaho.

**VI. ADJOURN**

The meeting was adjourned at 1:00 p.m.