

# OREGON STATE BOARD OF GEOLOGIST EXAMINERS

## SPECIAL TELECONFERENCE MEETING April 19, 2012

*THE ASSOCIATION CENTER, 707 13<sup>TH</sup> ST. SE, 2<sup>ND</sup> FLOOR, SALEM, OR*

### **Members Present:**

Mark Yinger, RG, Chair  
Rodney Weick, RG, CEG, Vice Chair  
Todd Jarvis, PhD, RG, CEG  
Vicki McConnell, PhD, RG, State Geologist  
Peter Stroud, RG, CEG

### **Members Absent (Excused):**

Richard Heinzkill, Public Member

### **Staff Present:**

Christine Valentine, Administrator

### **Guests:**

Kyle Martin, AAG, DOJ

Chair Yinger called the meeting to order at 3:32 PM. Board Members listed above were present along with the Board Administrator and legal counsel. No visitors were present at the Board office.

### **Agenda Review - Review, Additions and Approval**

The Board did not make any changes to the agenda.

### **Legislative Committee Report – Legislative Concept & Legal Issues**

At 3:35 PM, Chair Yinger announced that the Board was entering Executive Session for the purpose of considering records or information exempt from disclosure by law. The Board then proceeded to review written advice from its attorney, as authorized under ORS 192.660(2)(f) and consulted with legal counsel as authorized under ORS 192.660(2)(h).

At 4:35 PM, Chair Yinger announced that the Executive Session was concluded and reconvened the Board in regular public session. The Board did not make any decisions in Executive Session. The Board took the following action in public session:

Vice Chair Weick offered a motion addressing Board submittal of a legislative concept for an immunity language clause using the language of SB 158 from the 2011 legislative session with amendment. However, this motion was withdrawn before a vote was called. Member McConnell then offered a motion as follows: *the Board will proceed with submittal of a legislative concept having the same language as legislative concept #967-2010-01 (LC 641) that was submitted on behalf of the Board by Governor John Kitzhaber, MD but with an amendment striking the words “or administrative proceeding” from the text.*

Chair Yinger seconded this motion. He then asked if there was any discussion. Hearing none, he called for a vote, and all approved. For the record, Yinger, Weick, Jarvis, and Stroud approved. McConnell did

not vote. The Board then directed Administrator Valentine to file the appropriate forms with the Department of Administrative Services by the May 1, 2012 deadline to ensure the legislative concept gets into the queue for Governor's Office review and approval.

For the record, the legislative concept language approved is as follows: *In addition to any other privilege or immunity provided by law, a Board member, employee, agent, counsel, or volunteer is immune from any civil liability arising by reason of official action for the Board.*

AAG Martin left the teleconference at this time.

**Office Relocation Proposal/Request for Board Approval**

Administrator Valentine reviewed the memorandum and related materials contained in the meeting packet. She explained that the lease for the current office suite ends June 30, 2012 and that the Board has an opportunity to relocate to a larger suite on the first floor of the building. She answered questions about the space and the estimated costs for the larger space and moving. She explained that OSLAB has been interested in moving to a different space in the building for some time and will be asked to formally approve relocation when it meets on May 11, 2012.

Administrator Valentine requested Board approval to negotiate a lease for the larger first floor suite vs. the current office suite on the 2<sup>nd</sup> floor. She suggested that the Board consider a 3 year lease to cover the remainder of the current biennium and to provide stability for the next biennium. She felt that the Board may be able to secure a lower lease rate escalator with a 3 year lease.

Vice Chair Weick motioned to authorize staff negotiations for a lease of the first floor suite as proposed by the Administrator. Member Stroud seconded the motion. Chair Yinger asked if there was any discussion. Hearing none, the Chair called for a vote, and all approved. For the record, Yinger, Weick, Jarvis, and Stroud approved. McConnell did not vote.

**Public Comment**

No members of the public were present.

**Announcements**

There were no announcements related to Board business.

**At 4:59 PM, Chair Yinger adjourned the Board meeting.**

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Respectfully submitted,

Christine Valentine, Administrator

The minutes of the April 19, 2012 quarterly work session and meeting minutes were approved as is at the June 7, 2012 Board meeting.

Christine Valentine, Administrator