

ABA SECTION OF STATE AND LOCAL GOVERNMENT LAW

# 2011 Spring Meeting

May 12–15, 2011

The Westin Portland

Portland, Oregon

## Money-Back Guaranty

I am so certain you will find great value in our Spring meeting in Portland that I personally guaranty it. If this is your first time attending a Section Spring or Fall Meeting and you are not completely satisfied that you received full value, I will personally (not Section funds) reimburse you the full amount of your registration fee. All I ask in return is that you tell me how we can make it better.

Dwight Merriam, Section Chair Thursday, May 12, 2011

11:00 a.m.–12:00 p.m.

Executive Committee Meeting

Garvey Schubert Barer, 121 S.W. Morrison Street, 11th Floor

Recent Developments in State and Local Government Law

Total CLE Credits for Thursday Session—3.50

Portland State University, 506 S.W. Mill Street, Room 710

12:30 p.m.–2:00 p.m.

Sex, Drugs and Government?

Sponsors: Land Use, Planning and Zoning Committee, Public Finance Committee, and ABA Section of Criminal Justice

Speaker: Bill E. Kyriagis, Otten Johnson Robinson Neff & Ragonetti PC, Denver, Colorado

As 2010 ended, so did state and local government Stimulus Act funds. Would state and local governments consider regulating activities beyond tobacco, alcohol, and gambling to include drugs and prostitution to fund government? This panel will explore the issues involved in drafting statutes around these very controversial proposals.

2:10 p.m.–3:10 p.m.

Green Building

Sponsor: Environmental Committee

Moderator: Scott I. Steady, Williams Schifino Mangione & Steady P.A., Tampa, Florida

Speakers: Ann Essko, Assistant Attorney General, Olympia, Washington

Timothy M. Harris, Goodstein Law Group PLLC, Tacoma, Washington

Shari Shapiro, Obermayer Rebmann Maxwell & Hippel LLP, Philadelphia, Pennsylvania

This panel will discuss the issues of Green Building Ordinances, ongoing cases involving the preemption of local green building codes under federal law, and other challenges and pitfalls with Green Building Ordinance initiatives.

3:20 p.m.–4:20 p.m.

**Cyberbullying**

**Sponsor:** Public Education Committee and ABA Section of Criminal Justice

**Speakers:** James C. Hanks, Ahlers Law Firm, Des Moines, Iowa

Judge Patricia A. Lynch, Reno Justice Court, Reno, Nevada

With new technology, bullying at school has expanded to include cyberbullying. This program will explore the challenges the Internet brings to protecting students from harassment while respecting the constitutional rights of free speech, due process, and personal privacy.

4:30 p.m.–5:30 p.m.

**Ethics of Social Networking**

**Sponsor:** Ethics Committee and ABA Section of Criminal Justice

**Moderator:** Preston Pugh, Pugh, Jones, Johnson & Quandt, P.C., Chicago, Illinois

**Speakers:** David Silverman, Ancel, Glink, Diamond, Bush, DiCianni & Krafthefer, P.C., Chicago, Illinois

Julie A. Tappendorf, Ancel, Glink, Diamond, Bush, DiCianni & Krafthefer, P.C., Chicago, Illinois

This panel will discuss the impact of social networking and the resulting ethics issues it presents for municipalities, elected officials, and government lawyers.

5:30 p.m.–6:30 p.m.

**Networking Reception, 506 S.W. Mill Street, Room 212**

Dr. Rachele Alterman will make a brief presentation on her book, *Takings International*, published by the Section.

Friday, May 13, 2011

Total CLE Credits for Friday Session—3.00

All Meetings for this day will be held at Metro Headquarters, 600 N.E. Grand

8:30 a.m.–9:30 a.m.

**Judicial Review of Local Land Use Decisions—Two Views CLE**

**Sponsor:** Government Operations Committee and National Conference of State Trial Judges

**Moderator:** Donna Frazier, Shreveport, Louisiana

**Speakers:** Judge Peter Buchsbaum, New Jersey Superior Court

Judge Timothy J. Sercombe, Oregon Court of Appeals

Hear two thoughtful judges, one from a trial court and another from an appellate court, discuss how they approach their review duties. How, if at all, do such principles as due process, separation of powers, and the scope of review, among others, affect their approach to this task? Or are land use cases simply matters of administrative law, governed by statute?

9:45 a.m.–11:45 a.m.

**Regionalism CLE**

**Sponsor:** Land Use, Planning and Zoning Committee

**Moderator:** Nadia Costa, Miller Starr Regalia, Walnut Creek, California

**Speakers:** Andy Cotugno, Metro Council Office, Portland, Oregon

Janice C. Griffith, Ashburton Place, Boston, Massachusetts

Tom Hughes, Metro Council Office, Portland, Oregon

Nikelle S Meade, Brown McCarroll LLP, Austin, Texas

Mark M. Murakami, Damon Key Leong Kupchak Hastert, Honolulu, Hawaii

A panel of lawyers and planners from Portland's Metro and other regional government entities will share

their expertise on the challenges, successes, and failures of regional efforts around the country.

12:00 p.m.–1:00 p.m.

Land Use Hot Topics with Lunch

1:30 p.m.–4:00 p.m.

Mobile Workshop—Bus & Walking Tour begins at the Metro Regional HQ at N.E. Grand Avenue. This three hour tour provides an introduction to the “Rose Quarter,” “Brewery Blocks,” “Pearl District,” and “South Waterfront” areas.

Saturday, May 14, 2011

All Meetings for Saturday and Sunday will be held at

The Westin Portland Hotel

7:00 a.m.–5:00 p.m.

Section Registration & Hospitality

7:30 a.m.–8:30 a.m.

Urban Lawyer Advisory Board

8:30 a.m.–10:00 a.m.

Content Advisory Board

10:00 a.m.–11:00 a.m.

Diversity Outreach Committee

10:00 a.m.–11:00 a.m.

Publications Oversight Board

11:00 a.m.–12:00 p.m.

Land Use Committee

12:00 p.m.–1:00 p.m.

Substantive Committee Business Meetings: Condemnation, Public Finance, Government Operations, Environmental, Ethics, Public Education, Emergency Management, Diversity Law

1:00 p.m.–2:00 p.m.

Membership Committee

2:00 p.m.–3:00 p.m.

Revenue Enhancement Committee

2:00 p.m.–3:00 p.m.

Electronic Communications Committee

4:00 p.m.–6:00 p.m.

Cutting Edge Green Walking Tour—Experience Portland the green and eco-friendly way. The tour takes approximately two hours and will cover a little over one mile of physical distance. This is a ticketed event, not included in the general registration fee. The cost is \$20 per person.

6:00 p.m.–10:00 p.m.

Dinner—Bridgeport Brewpub, 1313 N.W. Marshall Street

This is a ticketed event, not included in the general registration fee. The cost is \$60 per person.

Sunday, May 15, 2011

Meeting will be held at The Westin Portland Hotel

8:30 a.m.–11:00 a.m.

Council Breakfast Meeting

## REGISTRATION

Register online through the Section website at <http://new.abanet.org/calendar/state-and-local-government-law-2011-spring-meeting/Pages/default.aspx> (credit card only)

Or Send via Fax to 312/988-5121 (credit card only)

Or Mail to Marsha Boone, ABA Section of State and Local Government Law, 321 N. Clark Street  
Chicago, IL 60654-7598

## HOTEL INFORMATION

The Westin Portland Hotel is located in the center of downtown. A block of rooms has been reserved on a priority basis for program registrants. Room rates at the Westin Portland are \$129, single/double. This rate is available three days prior and three days following the Section's listed meeting dates.

Reserve your accommodations by calling the hotel directly at 800/937-8461, or online at [www.westinportland.com](http://www.westinportland.com). Refer to the ABA Section of State & Local Government Law's Spring 2011 Meeting, and guarantee your reservation by credit card or deposit check. Rooms will be available for check-in no later than 3:00 p.m. with check-out time of 12:00 p.m. Individuals with guaranteed reservations must cancel their reservations 24 hours prior to the scheduled day of arrival to avoid a one-night cancellation charge. The hotel will release our room block on Thursday, April 21, 2011, at 5:00 p.m. (CST).

## CANCELLATION POLICY

Refund requests must be made in writing (via email or U.S. mail) and received in the Section of State and Local Government Law's office on or before April 21, 2011. All refunds will be reduced by a \$25 administrative fee. Substitutions may be made at any time.

NO refunds will be made after April 21, 2011.

To register for the State and Local Government Law Section Spring Meeting in Portland, Oregon, visit <http://new.abanet.org/calendar/state-and-local-government-law-2011-spring-meeting/Pages/default.aspx>.