

Meeting Minutes

Oregon Public Records Advisory Council

December 17, 2019

1:30 pm – 4:30 pm

Oregon State Archives Building

800 Summer St NE

Salem, OR 97310

Council Members present

Rich Vial, Les Zaitz, Shirin Khosravi, Scott Winkels, Steve Suo, Emily Harris (phone), Representative Power (phone), Senator Thatcher (phone), Mark Landauer (phone), Michael Kron (phone)

Not present: Rob Bovett, Liz Craig, Tony Hernandez

Minutes

Agenda reviewed. Scott Winkels had an objection to the agenda item “Legislative Update.” The council debated whether or not the council could discuss any item outside of the recruitment for the Public Records Advocate.

Meeting minutes from the November 13th meeting were approved without objection.

Steve Suo moved to add an item to the agenda entitled “New Business.” Motion was seconded and heard no objection.

The council continued to debate whether or not the council was allowed by statute to discuss legislative issues. Michael Kron offered to solicit an opinion from the Attorney General’s Office in order to determine whether or not such discussion outside of the matter of the recruitment was allowed. Without objection, the council moved to solicit an opinion from DOJ through Michael Kron.

Tasha Petersen presented information about the recruitment process to the council and took questions about the timeline. The council discussed the appropriate timeline and debated whether or not to wait until there is more certainty regarding statutory framework for the Public Records Advocate position.

It was moved by Mark Landauer that the council begin the Public Records Advocate recruitment in early February with appropriate language included in the recruitment that will describe the appointment distinction, which will be dependent upon the outcome of possible legislation during the short session of 2020. Amendment was added by Emily Harris suggesting that timing for the recruitment should take into consideration the opinion by the AG regarding whether or not the council is allowed to consider any business outside of the recruitment. Mark withdrew his original motion in favor of Emily’s suggested motion. The motion was modified to defer the decision about the date of the recruitment posting for

the Public Records Advocate until the next meeting. The council continued to discuss the timeline for posting the recruitment. Chair Vial moved to meet on the 22nd of January in order to review the opinion issued by the Attorney General, and to review the materials prepared by SOS HR. Hearing no objection, the council agreed to meet next on January 22nd, 2020 at 1:30 pm.

Senator Thatcher suggested that an alternate reading of the law exists, which would allow the council to make recommendations to the legislature, further cementing the fact that the council would appreciate an opinion from the AG.

New business was heard by the council, Steve Suo suggested that the council consider the fact that the council was planning to create subcommittees before Ginger McCall resigned. Steve added that he would like the subject of subcommittees to be added to the agenda for the next meeting.

Without objection, the chair allowed for public comment period. No comments from the public were offered at that time.

Without objection, the meeting was adjourned at 2:34 pm.