

Mary Alice Winters, Attorney at Law

Education

- Graduated with **High Honors** from the University of California, Santa Barbara
- Graduated **Magna Cum Laude** (12/374) from the University of San Diego School of Law, San Diego, California
- Attended Institute of Comparative and International Law, Guadalajara, Mexico
- Intern, Municipality of Anchorage

Professional memberships

- Member of the University of San Diego Law Review
- 12/12/1985: Admitted to the State Bar of California
- 7/28/1993: Admitted to the Washington State Bar
- 11/19/07: Admitted to the Oregon State Bar

Publications

- 1985: Published "*Cetacean Rights Under Human Laws*," University of San Diego Law Review

Professional experience

- 1985-1986: Judicial Law Clerk to the Honorable Stanley Worswick, Washington State Court of Appeals. Also worked directly with the Honorable Gerry L. Alexander. Prepared appellate pre-hearing memoranda and draft legal opinions in numerous areas of criminal and civil law.
- 1986-1987: Research Associate, Winston and Cashett, Spokane, WA. Work included drafting pleadings and trial preparation for asbestos products liability litigation, and research in the areas of contract, construction and employment law.
- 1987-1990: Associate, Young, Wooldrige, Paulden, Self, Farr and Griffin, Bakersfield, CA. Extensive trial preparation for federal and state court products liability litigation. Work also included plaintiff and defendant environmental (including Superfund, the State Toxics Act, and CERCLA) and environmental insurance litigation.
- 1990-1993: Co-litigator with Jane Haines, Attorney at Law, Pacific Grove, CA. Represented and advised citizen groups (including the local chapter of the Sierra Club, the CA Native Plant Society and neighborhood groups) in land use and environmental issues and litigation. Representation generally involved writ of mandamus actions in state court.
- 1993-1998: Six months as the Acting City Attorney, then Assistant City Attorney for the City of Port Townsend, WA. Attended city council and planning commission hearings/meetings, and drafted numerous ordinances and advice memos to city staff and council. Areas of practice included environmental (shoreline, water law and SEPA issues), land use and property law, public records and public meetings law, Growth Management Act (GMA) issues and proceedings before the Growth Management Hearings Board, utilities and taxes, public works and bidding, personnel and employment, city liability and defense, police

department issues, and telecommunications. Acted as the City's legal advisor and lead attorney for the cable television franchise renewal process, and helped establish a Public, Educational and Governmental access studio on school district property. Lead attorney on risk management and legal issues related to a new skateboard park. Drafted cell tower ordinance, extensive amendments to the city's water and sewer codes, and regulatory reform procedures, appeals and timelines. Worked with other local governments and various state agencies, such as Department of Ecology, Department of Fish and Wildlife, the State Auditor's Office and the Department of Community Trade and Economic Development.

- 1999-2000: Moved to Auckland, New Zealand, for 18 months (Husband was recruited as Director on the North Shore Hospital ER).
- 2000-2003: Planning Consultation, Planning consultation to Cascadia, Community Planning Services, including drafting provisions to unified development codes, and helping draft an extensive subarea plan and environmental impact statement and implementing ordinances.
- 2000-2006: Of counsel, Harris, Mericle and Wakayama: Worked in and managed Port Townsend office, a small satellite office of a Seattle law firm. Practice focused on land use, growth management issues, environmental, shoreline, employment, public bidding, public meetings and records, water and municipal law. Clients included the Port of Port Townsend, the Jefferson County Public Utility District, Jefferson Transit Authority, several Water Districts and the Jefferson County Rural Library. Worked closely with the PUD and citizens in a complex local improvement district formation process for water service, and extensively with the Port, County, consultants and citizens to establish a noise overlay zone for the Jefferson County International Airport. Represented Port interests before the City and State Department of Ecology on a shoreline comprehensive planning update process, particularly related to historic buildings and business growth, and provided advice to the Port on obtaining federal and state public funding for the Northwest Maritime Center, a non-profit entity. Also worked with private clients including homeowner associations (drafting CC&Rs and resolving disputes), property owners, citizen groups and business clients, including several appeals before the Shoreline Management Hearings Board. Drafted personnel policy manuals.
- November 2009-present: City Attorney, Bend OR. Represent the City departments and Council in all areas of municipal law, especially land use, growth management, public infrastructure and employment. Have appeared before LCDC in UGB expansion hearings and represent City in LUBA proceedings. Manage complex NEPA litigation and outside counsel. Also manage Legal, Purchasing and Accessibility Departments and am part of the City Manager's Leadership team.

Other work experience

- 1976-1980: Sea Maid, Sea World San Diego. Performed in underwater ballet shows and outdoor shows with dolphins, sea lions, pilot whales and beluga whales.
- 1997-1998; 2000-2002: Assistant Tae Kwon Do Instructor, Port Hadlock Tae Kwon Do.

Interests and activities

- Windsurfing, snowboarding, dance, mountain biking, yoga, gardening.
- Second Degree Blackbelt in Tae Kwon Do.

Volunteer/Community experience

- 1988-1989: Pro bono work as local attorney for federally funded Handicapped Advocacy Program. Worked with local school districts to meet needs of developmentally or mentally disabled students.
- 1993 - 1996: Chair and/or Member of the Board of the Swan School (a small, multi-disciplinary primary school), Port Townsend, Washington.
- 1999- 2000: Volunteer for the Waterwise Program, Murray's Bay Primary School, Auckland, New Zealand; Manager of boys tennis team; Assistant coach of basketball team, Murray's Bay, NZ.
- 2001-2002: Pro bono legal work for Habitat for Humanity and the Jefferson Land Trust.
- 2001-2006: Manager U14, U15, U16 and U17 Boys WA State Premiere Level Soccer Team. Summer 2007: Manager, Oregon Rush Nike 14 Girls Soccer Team.
- 2001-2006: Founding Boardmember and Chair of Facilities Committee, Jefferson County Family YMCA; worked closely and in partnership with the City of Port Townsend and the regional YMCA.
- 2003-2004: President and Incorporator of Save Our Sports, a non-profit corporation dedicated to helping fund and support high schools sports in the Port Townsend School District.
- May 2008-2013: Trained and sworn in as a CASA (Court Appointed Special Advocate) volunteer in Crook, Deschutes and Jefferson Counties to investigate and make independent recommendations to the Court with regard to the best interest of a child (or children) under the Court's jurisdiction for physical, sexual or emotional abuse or neglect.

Personal Information

- Married to Brent Wesenberg, M.D., Bend Memorial Clinic, Bend, OR
- Mother of two children, Zoie and Devin

References

Legal: Malcolm Harris, Esq., Harris Mericle & Wakayama

Tim McMahan, Esq., Former PT City Attorney, now a partner at Stoel Rives

Dennis McLerran, Esq., Former PT City Attorney, now the Executive Director of the Puget Sound Clean Air Agency