SOUTH KING FIRE & RESCUE

March 26, 2013
Station 68

Commissioner Gates called the meeting to order at 1700 hours with Commissioners Rickert, Thompson, Fossos and Freitas in attendance. Board Secretary Lauri Perry recording.

Pledge of Allegiance was led by Commissioner Thompson.

APPROVAL OF MINUTES

Commissioner Gates asked for the approval of the minutes of the February 26, 2013 Commissioner's regular meeting. Commissioner Freitas made a Motion to approve the February 26th minutes; Motion was seconded by Commissioner Fossos. Commissioner Gates suggested that a correction be made to the minutes of February 26th. In the first paragraph it states that the minutes were approved unanimously, and this may be an incorrect statement. Commissioner Gates noted that he would like to explain why he directed the Board Secretary that the vote was unanimous. After the motion was made and seconded Commissioner Gates asked yes/aye or nays. It was his understanding that everyone had voted yes and when he asked for nays, he did not hear anyone vote against the minutes and he also did not hear anyone say that they wanted to abstain. It was his belief that everyone voted in favor of the minutes so he announced that they were unanimously approved. Since the last meeting it was brought to his attention that everyone may not have voted on the minutes. Commissioner Gates did a roll call vote to see who had voted on the minutes.

Commissioner Fossos – yes
Commissioner Thompson – yes
Commissioner Gates – yes
Commissioner Rickert – yes
Commissioner Freitas – he did not vote because the question of abstaining was not asked

Commissioner Gates noted that the last sentence should be changed to Motion passed 4-0 with Commissioner Freitas not voting. Commissioner Fossos added that Commissioner Freitas's comment is not a correct statement; when you say did not have the opportunity to abstain; you always have the opportunity to abstain. Commissioners have the responsibility to say what they mean, he was under the impression that everyone voted, you (Chair Gates) said unanimous, and there were no objections. Commissioner Gates asked if the Commissioner that made the Motion and the Commissioner that seconded the Motion would amend their Motion to include the minutes as corrected. Commissioner Freitas would like to make a statement, stating that it is the job of the Chair to run a meeting and asking for abstains is part of the meeting and he did not ask for abstentions. Commissioners Freitas amended his Motion to include Commissioner Freitas not voting. Commissioner Fossos seconded the Amendment. Motion passed unanimously.

COMMISSIONERS COMMENTS

Commissioner Rickert noted that he had an exciting month, he had both knees replaced and he was up and around within 6 days. Although, de did have to cancel a few meetings that he was scheduled to attend, subsequently he is unable to sit for a long period of time. He thanked everyone for the get well wishes and thoughts. If he had to do it again, he would have surgery on both knees at the same time.

Commissioner Freitas noticed that Mr. Plumlee is running the meeting today. Where is Chief Church? Commissioner Gates replied that Chief Church is out of town and Commissioner Fossos added that Chairman Gates is running the meeting today not staff. Commissioner Freitas added that he saw Chief Church leave about a half hour ago, or maybe his eyes were in error, he thought it was his car (Editor's Note: it was not his car, it was Assistant Chief Olson's vehicle as Chief Church was in Gig Harbor for a State Chief's meeting).

Commissioner Thompson reported that he attended the King County Fire Commissioners meeting last Wednesday; the guest speaker was Jim Fogarty of King County EMS, they gave a very good presentation on the King County EMS Levy. It showed the investment in the community is really paying off. There seems to be a few issues with the City of Kirkland supporting the EMS Levy, which they are one of the nine (9) Cities that has to approve placing it on the ballot. Many people support the EMS Levy moving forward and let the voters decide on what level of EMS Services they want to support. We should probably start formulating some ideas or a plan in case the EMS Levy is not on the ballot. This was a very well attended meeting by both the Chiefs and Commissioners. Commissioner Thompson noted that he also attended the Easter Egg Hunt on Saturday; it was a great time watching the kids.

Commissioner Fossos attended the City of Federal Way City Council Meeting for the EMS Levy Presentation; Jim Fogarty did a great job with his presentation. The Federal Way City Council unanimously supported placing the EMS Levy on the ballot; it seems that they understand the importance of this Levy. He also attended the King County Fire Commissioners Executive Board Meeting; it was a great meeting and discussion on the EMS Levy. On the 12th he attended the EMAC Meeting, where he brought up his concerns on the EMS Levy, everyone else also seemed to have the same concerns. The Suburban Cities Representative noted that they are trying to resolve the issues with the City of Kirkland. He also attended King County Fire Commissioners Meeting, there was another great EMS presentation and on the 21st he attended a JLM Meeting with some great discussion between Labor and Management, on the 25th he attended a Legal Committee Meeting and today was an Emergency Management Meeting/Recovery Training Class at the City of Federal Way City Hall.

Commissioner Gates noted that he has talked to several people since the last meeting about Commissioner Freitas not voting on the minutes. Our Attorney Joe Quinn, who unfortunately is unable to be here tonight commented that not voting is inappropriate and it needs to be discussed and hopefully it won't happen again. Commissioner Gates added the thing that is disturbing is that Commissioner Freitas didn't say anything to correct the situation. One of the

guiding principles that the men and women of South King Fire & Rescue abide under and there are a number of them, such as serve with pride, come prepared to work and never walk by a mistake. When Commissioner Gates noted the minutes were unanimous, which he thought they were although Commissioner Freitas didn't say anything when he knew the minutes were not unanimous, because he did not vote on them, and he did not say anything to correct the situation, therefore he basically allowed a mistake to happen and took no action to correct it. The hanging framed statement on the wall and the quote at the bottom of our agenda states we will confront inappropriate behavior. Further, Attorney Quinn noted that it needs to be discussed as it adds nothing to the meeting; and, hopefully, it won't happen again. Commissioner Freitas commented that we will respect each other and their opinion, we will hold each member accountable to confront inappropriate behavior or behavior that does not add value. This has been sitting there a long time, having meetings when other Commissioners aren't aware you are having meetings, there are no reports given for example, Legal Committee, JLM, and other Commissioner Committee meetings, he thinks is inappropriate behavior and leadership not walking by a mistake is as bad as anything that he has ever done. We are a Board of 5 members and we need to work as a Board of 5 members. We have differences of opinion which we express our differences from time to time and we get on with it. We are not a super Commissioner running the department nor are we governing, we work governance for the Citizenry, we do the best we can with the funds available to provide the best fire and life safety service that this community can afford and deserves, we cannot do this in a vacuum. All opinions need to be expressed in an appropriate manner and yes, we need to consult and confront inappropriate behavior and not walk by a mistake, but it goes both ways. Commissioner Gates added that we need to remember that we are here to govern, here to hear everyone's opinion and that is what voting is all about, we are elected to vote, that is our duty. One way to express your opinion is to vote yes or no, or abstain if you have a reason to do so, and that is what you did not do. Commissioner Fossos added that he is offended by the comment that we work in a vacuum, Commissioner Gates has done an outstanding job as Chairman and the committee assignments they have been right on point. The whole usage of committees is to lessen the work of the Board; we can't attend every meeting, which is why you have committees.

PUBLIC COMMENTS

There were no public comments.

COMMISSIONER COMMITTEE REPORTS

Commissioner Gates noted that there were two (2) Committee meetings this month. There was a JLM meeting; the topics were the status of the EMS Levy and discussion of the Wynn Loiland Legislative Bill. Nothing further to bring forward regarding the JLM. The Legal committee met yesterday, and as a result of the meeting we have two (2) Motions to bring forward to the Board.

Commissioner Fossos noted that after a great discussion the committee is bringing this forward to the Board. Commissioner Fossos made a Motion that we, the Board of Fire Commissioners of South King Fire & Rescue, authorize the Fire Chief/Administrator to grant Puget Sound Energy an easement in front of Station 68 to accommodate their needs without

doing any harm to the property owned by the fire district. Motion was seconded by Commissioner Thompson. A/C Olson added that City of Federal Way is moving forward with adding the sidewalks in front of station 68 and so the utility poles need to be moved back. A/C Olson and D/C Pennington met with the Engineer at PSE and they identified where the overhead wires would be. We typically don't do any ladder training in front of the station so we don't see any interference with our training or operations or access to/from 312th. Commissioner Freitas asked to make a Motion to table the Motion until he has a chance to read the information. There was no second to the Motion so the Motion failed. There was some additional discussion on the easement. Commissioner Gates asked the Board Secretary for a roll-call vote:

Commissioner Fossos – yes
Commissioner Thompson – yes
Commissioner Gates – yes
Commissioner Rickert – yes
Commissioner Freitas – abstained until he has time to read the information provided

Motion passed 4-0 with Commissioner Freitas abstaining

Commissioner Fossos made a Motion; I move that the Board of Fire Commissioners of South King Fire & Rescue officially endorse Substitute House Bill 1868, known as the "Wynn Loiland Act". This legislation will ensure that medical coverage is made available to LEOFF2 firefighters who are totally disabled due to an incident occurring on duty while serving the public, specifically our own Wynn Loiland who was catastrophically injured on November 20, 2011. Further, this should be supported in that, Firefighter Wynn Loiland, the crew he responded with on the day he was critically injured, and the fire district itself were all vindicated for their actions by the Washington State Patrol, Labor & Industries, as well as our own internal review and Safety Committee processes. The House of Representatives, after hearing testimony and giving full consideration to the legislation, supported the "Wynn Loiland Act" with a unanimous vote of 98-0. Further, I move that the Chair send a letter to the Senate supporting Substitute House Bill 1868 on behalf of the Board of Fire Commissioners of South King Fire & Rescue. Motion was seconded by Commissioner Thompson. Commissioner Freitas added that he will be abstaining until he has a chance to read the act that we are sending a motion in favor of, so please call for abstentions or roll call vote again. Commissioner Fossos added that the timeliness of this is extremely important. Further there have been some highly offensive and despicable attacks on our department and its members that are totally repugnant and untrue and we need to have a strong stand on this. Wynn has been through a lot and we almost lost him. Commissioner Gates asked the Board Secretary for a roll-call vote:

Commissioner Fossos – yes
Commissioner Thompson – yes
Commissioner Gates – yes
Commissioner Rickert – yes
Commissioner Freitas – abstain until he has a chance to read it

Motion passed 4-0 with Commissioner Freitas abstaining

ADMINISTRATIVE TEAM REPORT

A/C Plumlee thanked the Board for supporting the Wynn Loiland Act. A/C Plumlee shared a story of Wynn responding to a call several years ago. The 9-1-1 call came in that an older patient had fallen, the firefighters had been to this house several times so while Wynn was there he checked the smoke detectors, extension cords and performed a good safety survey. This really recognized the professionalism of Wynn, he had been part of our department for 31 years, and he is a very detailed guy, not careless at all. Since Wynn was catastrophically injured last November, there have been a number of investigations that were done and all of them have come back with no fault to Wynn or the department. A/C Plumlee acknowledged the Local and especially Captain Herrera, has been extraordinary and due to his help, we have a potential option for Wynn and his family, Captain Herrera is a real brother. Thanks to those that supported this Act to help Wynn and his family. This is a special case and deserves special attention.

We have 3 new Firefighters that just went on to shift, thanks for all of the firefighters that have assisted with their training.

The Easter Egg Hunt was great, there were about 150 people in attendance, if you haven't attended one before, you should, and it is great to see the families of our staff. This event is sponsored by the Local.

MARCH BUDGET

CFO Lawson reported that the March budget is 1.79% over budget; we normally begin the first few months over budget due to a number of one time payments that take place during the first of the year, he doesn't anticipate this being a trend. CFO Lawson read into the record the list of expenditures for the month of March.

Mid-Month Utility/AP Warrants (104280-104297) totaling	$54,621.98
Accounts Payable Warrants (104298-104391) totaling	$641,395.13
Payroll Direct Deposit Document for 151 indiv. DD005817-005967 totaling	$889,735.99
Payroll Warrants (#100094 for 1 individual)	$384.18
Payroll Electronic Federal Tax Payment totaling	$195,296.78
TOTAL approval	$1,781,434.06

Commissioner Freitas inquired about the Strategic Leadership process, if the committee was going to review the plan with the Board so they have a chance to ask questions. Commissioner Gates replied that you can ask questions of any of the committee members. Commissioner Freitas asked that the SLP be on next month's agenda so he can ask some questions.

Meeting adjourned at 1739 hours.

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COMMISSIONER (CHAIR) COMMISSIONER (VICE CHAIR)

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COMMISSIONER COMMISSIONER

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COMMISSIONER

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BOARD SECRETARY

SOUTH KING FIRE & RESCUE IS AN EQUAL OPPORTUNITY EMPLOYER