

**MINUTES OF THE JANUARY 23, 2019 SPECIAL MEETING  
OF THE BOARD OF COMMISSIONERS OF KING COUNTY FIRE DISTRICT  
NO. 2**

A special meeting of the Board of Commissioners of King County Fire District No. 2 was held at Headquarters Station 28 on January 23, 2019, commencing at 5:00 p.m., pursuant to proper notice. District officials in attendance were: Commissioners Elwell and Sitterley, Chief Mike Marrs and District Secretary Joseph Quinn. Others in attendance are as shown on the Attendance Roster, attached. Commissioner Peden was excused by motion of the board, approved 2-0.

**Call to Order.** The meeting was called to order at 5:10 p.m. by Commissioner Elwell who led the Pledge of Allegiance to our flag.

**Presentations/Announcements.**

(1) Announcements: (a) January 24, 2019 - Legislative Day, State Legislative Building in Olympia; (b) January 26, 2019 - Highline Exchange Club Dinner (see Commissioner Peden for tickets); (c) February 13, 2019 - KCFCA General Membership Meeting at KCFD#2, Station 28 (5:30-8:30 p.m.) - speaker Chief Jeff Clark will present on PFAS firefighting foam; (d) Snure Seminars meet training requirements on OPMA and PRA: January 26, February 9, and February 23 in Lynnwood, Olympia and Spokane respectively; (e) WFCA Saturday Seminars: March 2, March 16 and June 1 at Suquamish Casino, Spokane, and Chelan respectively (covers Managing Risk through Policies and Procedures and Employee Discipline, also Legislature 101 and Developing Strategic Communications in the Fire Service at Chelan only).

(2) Presentations: None.

**Correspondence.** None.

**Public Comment.** None.

**Local 1461 Comment.** None.

**Administration Reports.** Chief Marrs delivered the Chief's Report as follows:

**Facilities.** N/A.

January 23, 2019

**Equipment.** Under New Business, there is a motion to purchase three new thermal imaging cameras at a cost of \$29,525.10. Chief Marrs said the funds are budgeted.

The Chief updated the Board on a new CARES car proposed for 2020. Out of the Medic One money, there may be funds for a mobile integrated health care program. This would be for non-emergent care. Chief Marrs is working with Aaron Tyerman of Puget Sound RFA on this joint effort, which will be coordinated with the hospitals. Between them, North Highline and King 2 are expecting about \$196,000 from Medic One in BLS funds next year.

**Personnel.** Chief Marrs said this is the first month for running the payroll "live" through BIAS.

The Chief and Board discussed the new paid Family and Medical Leave Act, administered by the Employment Security Department. He said that ESD interprets the new law to require including elected commissioners and therefore wants a .4 of 1% premium paid on their compensation amounts. WFCA is planning to request a legislative amendment to clarify this or remove them from coverage as they should be exempt. Mr. Quinn has expressed his legal opinion that ESD is wrong and that commissioners also would never have enough "hours" to be eligible for benefits. But he believes that they are not employees, and will be issuing a formal legal opinion. He recommends that we not include them in the reporting.

The Chief updated the Board on the appeal of the DRS decision. He is working with attorney Dave Luxenberg and the union on this appeal, which is due in early February. The District is also planning to propose an MOU amending the Collective Bargaining Agreement, which may clarify that situation. This MOU will include a provision allowing up to 100% of any accrued sick leave sellback at separation to be placed into the employee's VEBA account. There are many issues to include in the MOU and in an agreement affecting the administrative (non-represented) employees too.

The Chief also said the Plan Document has to be changed. It was set up as a Section 401(a) account and now needs to be changed to a Section 414(h) account. These deferred compensation amounts will be calculated differently and will not be equivalent to Social Security, which is always 6.2% of wages for both employer and employee. Since that was always the intent, Mr. Quinn suggested that the parties enter into a "reformation" of the contract to reflect the original intent of the employer and each employee.

Chief Marrs mentioned that the NHFD will be retaining Dave Hawthorne, CPA, to work with the BIAS accounting system and help set up the invoicing system

January 23, 2019

between the District and NHFD. There will be two separate BIAS accounts for now--one for King 2 and one for North Highline .

The Chief also discussed changes in the administrative contracts. Ten hours of pay will now be included in the base salary instead of having the option of not taking compensation, since all eligible employees have been taking the compensation anyway.

**Events.** Chief Marrs said it has been a busy 48 hours with a fatality apartment house fire and then an apparent arson fire at a house under construction.

The Chief updated the Board on the North Highline consolidation. The invoice to them for January will be done manually.

**Consent Agenda.** The Consent Agenda, all of which was approved 2-0, upon a motion made by Commissioner Sitterley and seconded by Commissioner Elwell, consisted of the Chief's Report and the minutes of the Regular Meeting of December 18, 2018 and the Special Meeting of January 8, 2019, plus voucher approval for January 2019 as follows: **Expense Fund:** *No. E19-001 through No. E19-084* in the amount of \$1,146,633.37, due for payment January 31, 2019.

**Unfinished Business.** None.

**New Business.** 1. Motion: Thermal Imaging Cameras.

Commissioner Sitterley moved, and Commissioner Elwell seconded, a motion to authorize Chief Marrs to purchase three XT320 Bullard Thermal Imaging Cameras from LN Curtis, pursuant to NPP.gov at Solicitation No. 1605 for a total cost not to exceed \$29,525.10. Motion carried, 2-0.

**Executive Session.** Chairman Elwell announced that the Board would convene in executive session to evaluate the qualifications of an applicant for public employment pursuant to RCW 42.30.110(1)(g) and to discuss "professional negotiations" that may lead to an employment contract, pursuant to RCW 42.30.140. The executive session was estimated to last 20 minutes. The Board recessed and then went into executive session between 6:52 p.m. and 7:12 p.m. with no further action to be taken thereafter.

**Good of the Order.** None.

January 23, 2019



**Adjournment.** It was moved and seconded to adjourn the meeting. Motion carried, 2-0. At 7:13 p.m., after the Board reviewed and approved any necessary papers and/or vouchers, the meeting was adjourned.


**Attachments.** Attached to these Minutes are copies of:

1. the Meeting Notice
2. the Meeting Agenda
3. the Attendance Roster
4. KCFCA flyer on February 13th meeting
5. Snure Seminars flyer
6. WFCA flyer on Saturday Seminar series
7. PSRFA Press Release on Burien fatality fire

Minutes Approved: Feb 5, 2019.

  
Chris Elwell  
Chairman

Attest:

  
Joseph F. Quinn, District Secretary

  
Ted Sitterley  
Commissioner

  
Rudy Peden  
Commissioner

January 23, 2019