

**MINUTES OF THE DECEMBER 1, 2015 REGULAR MEETING  
OF THE BOARD OF COMMISSIONERS OF KING COUNTY FIRE DISTRICT  
NO. 2**

A regular meeting of the Board of Commissioners of King County Fire District No. 2 was held at the new Station 28 on December 1, 2015, commencing at 5:00 p.m., pursuant to proper notice. District officials in attendance were: Commissioners Elwell, Hobbick and Sitterley, Chief Marrs and District Secretary Joseph Quinn. Others in attendance are as shown on the Attendance Roster, attached.

**Call to Order.** The meeting was called to order at 5:00 p.m. by Chairman Elwell, who led the Pledge of Allegiance to our flag.

**Presentations/Announcements.** The following event dates were announced:

The Joint WFCAM/FC Legislative Day will be held in Olympia on January 28th; there is an \$80 registration fee, so let Diane know if you want to register.

Christmas Outreach Delivery is scheduled for the morning of December 22nd, a Tuesday, at Station 29.

The Board discussed the date of the next meeting, currently scheduled for December 15, 2015. A consensus was reached to cancel that meeting and set a special meeting for December 22, 2015, commencing at 8:00 a.m.

**Correspondence.** A letter was written to Bayley Construction. Dianne has copies. Apparently, their attorney and Todd Henry have spoken. A suggestion was made that the parties meet and discuss the roof issue, with or without attorneys. Chief Marrs said he and Commissioner Sitterley met with the company representatives recently but it was unproductive. Bayley representatives are no longer cooperative at all. They also have not paid the money they agreed to pay in the Settlement Agreement by December 1, 2015. The net debt due from them was approximately \$280,000.00.

**Public Comment.** None.

**Local 1461 Comments.** None.

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

December 1, 2015

**Facilities.** Chief Marrs said the certificate of occupancy for Station 28 has been reinstated. The first crews will be moving in soon, and then Administration will move in late in the year or early in 2016. Commissioner Elwell asked if all furniture has been purchased, and Chief Marrs said all essential furniture has been purchased.

**Equipment.** N/A.

**Personnel.** The proposed discipline of Firefighter Nathan Facchini was discussed. He was offered the option of an executive session, but he declined that offer and proceeded to present his explanation to the Board in open session. A required hearing of the applicable supervisors (officers) had already taken place on this proposed one-day (shift) suspension. Nathan said it boiled down to a personality conflict in his opinion. He responded to the allegation of essentially insubordinate, disrespectful behavior and denied that there was any such pattern of conduct on his part. He characterized the problem as one of miscommunication and misunderstandings. He noted that he is not now on probation, and there was no direct refusal of any order. Nothing he did was malicious and he meant no disrespect.

Commissioner Hobbick said he felt such matters should be decided by the Chief on his own and not involve the Board. Chief Marrs said that Nathan has done some great work. He applauded Nathan's active duty service in the Marines and others echoed that sentiment during the discussion. Previously, all he has heard about Nathan has been positive and it is said that he works hard. But he said that the officers feel that Nathan comes across to them as disrespectful and insubordinate. The way he wears his hat backward is just an example of that, and is not important in itself. The Chief also said Nathan needs to take the chain of command into account and learn proper process for his ideas. The Board asked a few questions and then decided an executive session was appropriate.

**Executive Session:** At 6:00 p.m. the Board adjourned into executive session to discuss the performance of a public employee pursuant to RCW 42.30.110(1)(g). No action was taken in executive session. The Board reconvened in open session at 6:20 p.m.

When the open session commenced, with Nathan Facchini present, the Board said a motion was in order. Commissioner Elwell, stating that the Board had reviewed all written statements and had heard Nathan's evidence, made a motion to affirm the one-shift suspension without pay as recommended, **provided** that the discipline would be suspended during a one-year disciplinary probation period that shall start on December 1, 2015, and if Nathan had no more disciplinary findings during that year, the one-shift suspension would not be

December 1, 2015

imposed. Commissioner Sitterley seconded that motion. Commissioner Elwell said it is "necessary to respect the rank". He added that the Board thanked Nathan for his service to the country. Commissioner Elwell said he is a Desert Storm veteran himself. He said this remedy gives the parties the chance to revisit the issues later on. He said he truly believes everyone wants Nathan to have a positive career experience. The motion was approved 2-0, with Commissioner Hobbick abstaining.

**Events.** See above under Announcements. Chief Marrs said the district received a donation of \$100 from the Exchange Club of Highline to purchase "Safe Place for Newborns" signage for both stations 28 and 29. These signs will comply with Washington State Law to help identify our location as a Safe Place for Newborns. The signs will be in English and Spanish.

The State Auditor will begin the 2014 audit starting on or about Thursday, December 3, 2015.

**Consent Agenda.** The Consent Agenda, all of which was approved unanimously upon a motion by Commissioner Sitterley, seconded by Commissioner Hobbick, consisted of: (1) The Chief's Report and (2) Approval of regular meeting minutes of November 17, 2015.

**Unfinished Business.** 1. Motion: Resolution 2015-02 Adopting a Budget for the Year 2016 and Establishing Substantial Need.

Commissioner Hobbick moved, and Commissioner Sitterley seconded at motion to approve Resolution 2015-02. Diane Brooks stated that this was reviewed at the hearing on the budget but there are still no final numbers from the county. The motion was amended to provide that it is subject to adjustment due to receipt of the final numbers from the county. King County is still unsure as to the numbers relative to state utilities. The motion as amended was adopted, 3-0.

2. Motion: Resoluton 2015-03 Regarding the Real Property Tax

Commissioner Elwell moved, and Commissioner Sitterley seconded, a motion to approve and sign Resolution 2015-03 Regarding the Real Property Tax. The motion was amended to provide that it is subject to adjustment due to receipt of the final numbers from the county. King County is still unsure as to the numbers relative to state utilities. The motion as amended was adopted, 3-0.

December 1, 2015

**New Business.** Motion: Approval of college degrees eligible for the education pay incentive clause contained in the 2015-2017 Collective Bargaining Agreement.

Commissioner Sitterley moved, and Commissioner Hobbick seconded, a motion to approve and authorize the list of college education degrees submitted by Local 1461 as eligible for the additional wage increase of 1% as outlined in the 2015-2017 Collective Bargaining Agreement. Motion carried, 3-0.

**Executive Session.** See above.


**Good of the Order.** None.

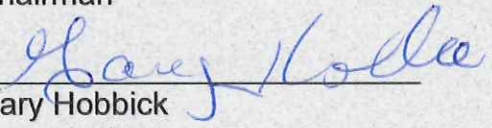
**Adjournment.** It was moved and seconded to adjourn the meeting. Motion carried, 3-0. At 6:51 p.m., after the Board reviewed and approved vouchers and papers, the meeting was adjourned.

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

1. the Meeting Notice
2. the Meeting Agenda
3. the Attendance Roster
4. Legislative Day Flyer
5. Local 1461 memo with list of degrees.

Minutes Approved: Dec 22, 2015.

  
Chris Elwell  
Chairman

  
Gary Hobbick  
Commissioner

Attest:

  
Joseph F. Quinn, District Secretary

  
Ted Sitterley  
Commissioner

December 1, 2015