



Minutes

Special Meeting of the KID Board of Directors
Carl W. Petersen Board Room
Tuesday, July 27, 2010, 9:00 a.m.

President Jaksch called the meeting to order at 8:59. District Manager Freeman called roll.

Directors Present:

John Jaksch, President
Gene Huffman, Vice President
David McKenzie, Director
Patrick McGuire, Director
John Pringle, Director

Staff Present:

Charles Freeman, District Manager
Fran Forgette, District Counsel
Joetta Rupert, Real Estate Manager
Doris Fiske, Executive Assistant

APPROVAL OF AGENDA: Director McKenzie moved to approve the agenda. Director Pringle seconded the motion and it carried unanimously.

CONSENT AGENDA: Vice President Huffman moved to approve the consent agenda. Director Pringle seconded the motion and it carried unanimously.

Items on the consent agenda were:

1. Minutes, KID Board Special Meeting, July 22, 2010

Ms. Rupert requested an opportunity to address the Board and President Jaksch granted the request.

<Start transcript>

Ms. Rupert: My name is Joetta Rupert. I live at 3305 S Quincy Place in Kennewick. I just wanted to let... Have an opportunity to address the Board this morning. I would not have known about this meeting at all, except I did call Brian Iller yesterday to notify him I'd be delivering KID property to his office. After some discussion he advised me that Mr. Forgette would be at this hearing tomorrow and that he had a prior commitment. I asked him what hearing, and he explained that this was the continuance from last week. The last Board meeting of July 22nd was per RCW 42.30.080 of the Open Public Meetings Act and was held as a special meeting. I am requesting that this meeting be a continuance of last week's special meeting and be an addendum to that meeting and be open to the public... Meeting Act 42.30.

Mr. Jaksch: Does the Board have any comment on that? Fran?

Mr. Forgette: I was not at the meeting last time this came up. I believe there was a public meeting on this last time the Board met. I would ask, if the Board remembers: did you close the hearing at that time?

Mr. Jaksch: Yes.

Mr. Forgette: Then today is the follow up, I assume, for deliberation and executive session.

Mr. Jaksch: Yes.

Mr. Forgette: Then I think the agenda, as it is written, is appropriate.

Mr. Jaksch: OK. Then I guess we're going to go into an executive session, Joetta. OK. So we'll clear the room, please.

<End transcript>

At 9:05 a.m., the Board went into executive session for ninety minutes to discuss with legal counsel potential litigation re the legal risks of a proposed action or current practice.

The Board took a break at 10:12 a.m. and returned to executive session for forty minutes at 10:18 a.m.

At 10:28 a.m., the meeting returned to open session.

Discussion of complaints or charges against a public officer or employee: Mr. Jaksch said "The Board notes that Joetta Rupert is an executive within the KID and, as such, is an at will employee, to whom no cause is required to terminate."

Director McGuire moved to dismiss Joetta Rupert without cause. Vice President Huffman seconded the motion and it carried unanimously.

The Board took a break at 10:29 a.m., and went into Executive Session for thirty minutes to discuss with legal counsel litigation regarding Acquavella at 10:35 a.m.

Executive session was extended thirty minutes at 11:00 a.m. and returned to open session at 11:06 a.m.

Vice President Huffman moved to adjourn the meeting at 11:06 a.m. Director Pringle seconded the motion and it carried unanimously.

Attest:

Witness:


John Jaksch, Board President


Charles Freeman, Secretary/Manager

Prepared by Doris Fiske, Executive Assistant