



January 30 & 31, 2013, Meeting Minutes
Phoenix Inn Suites, 415 Capitol Way North, Olympia

January 30, 2013

The meeting of the Washington Citizens' Commission on Salaries for Elected Officials was brought to order by Michele Adams at 8:30 a.m.

Commissioners Present:

- Michele Adams, Chair
- Rose Amurao
- Matthew Clark
- Gregory Dallaire
- Elizabeth Heath
- Lynda Henderson
- Erin John
- Ned Lange
- Larry Lanning
- Robert Mendez

- Kathe Morris
- Leslie Santana
- Dick Walter, Vice-Chair
- Justine Winnie

Commissioners Excused:

- Suzanne Dinning

Staff Present

- Teri Wright
- Jenny Sutley

Meeting Opening Statement and Approval of the November 7, 2012 Minutes

Michele Adams read the meeting opening statement and asked if everyone had received their copy of the minutes from November 7, 2012. There was a motion made by Ned Lange to approve the minutes as written. The motion was seconded by Robert Mendez and carried by a unanimous voice vote.

Review Meeting Folder Items

Teri Wright went over the meeting folder contents, including travel reimbursement, Commissioner Contact List, salary setting binder updates and the meeting agenda. She informed Commissioners that Governor Jay Inslee and Lieutenant Governor Brad Owen declined to come to the meeting. State Auditor Troy Kelley and Attorney General Bob Ferguson were not able to attend this meeting, but would like to attend one of the future meetings.

Public Testimony

No members of the public were present to provide public testimony.

Commission Work Session

Dick Walter asked that Teri Wright give clarification about what kind of questions should be asked of the elected officials by the Commission. Teri responded that you may ask any questions you would like regarding their duties or responsibilities or if they say something for which you would like clarification. You can ask them anything you would like.

Dick asked what the legal responsibility of the Commission and/or the elected officials to reestablish the 3 percent reduction? Teri explained that the legislature passed a bill that said all state wide elected officials could voluntarily reduce their salary July 1, 2011 through June 30, 2013. If a statewide elected official took a voluntary reduction it was for a specific period of time. She also explained that the State's Constitution prohibits the Commission from reducing the salaries of the elected officials.

There was discussion about the Federal Judges not having a cost of living increase in ten years even though the law says they are to receive one. Congress has to pass legislation each session to give judges cost of living increase. The lack of a salary increase will be less of an issue in the smaller counties where the practices are not as economically productive.

Elizabeth Heath asked if the economy could be taken into consideration for which regional salaries are based. Ned Lange responded that he believed the Commission must set a state wide schedule and may not geographically discriminate according to economic or market conditions. There was also discussions that if Washington State wanted to keep good judges the salaries need to be fair so that the judges would not go to work as private judges, whose salaries are much higher.

There was discussion about how much the 14 comparable states weight in on the decision making. The Office of the State Human Resources Director sent over a list of new comparables. They are listed based on state population, similar revenue levels, individual income levels, number of full time equivalents, unemployment rate, cost of living relative to the national average in comparison to Washington and real domestic product.

Dick asked if anyone could give background as to why the Attorney General and Governor in Washington State are significantly above all other comparable states. Why

is the Superintendent of Public Instruction so much lower? Teri explained that it was based on the Willis Study. Ned commented that the Willis Study they use is only for Washington state, the responsibilities of other states could be considerably less or greater.

Randy Dorn, Superintendent of Public Instruction

State Superintendent Randy Dorn spoke about his role and responsibilities as Superintendent of Public Instruction. He commented that he has slipped from 120th best paid Superintendent in the state to 127th out of 295. Some of the changes in his responsibilities over the past four years are Common Core, new accountability system, and a new evaluation system for teachers. He holds himself responsible for making Legislators and the Governor responsible for living up to their paramount duty. He believes that with the McCleary verdict (requiring that the state fund basic education), there will be new accountability measures, for which he will be given the responsibility. Larry Lanning asked what he thought his salary should be. Randy responded a little under the Attorney General and Supreme Court Judges, even though he did not know what their salaries were. 76% of Washington's high school students graduate on time. 4.5% graduate at the extended graduation rate. Early Learning is one of his priorities although it is not in his job description.

The Judiciary:

- **Chief Justice Barbara Madsen, Supreme Court**

Chief Justice Madsen spoke about her roles and responsibilities as Chief Justice of Supreme Court. She is Co-Chair of the BJA (Board for Judicial Administration). Supreme Court cases include cases of state wide significance. 135-145 cases a year are shared between 9 Supreme Court Judges. Supreme Court is responsible for disciplining the bar. Judges from all levels of court participate on committees and commissions, as well as, volunteer their time. She also commented that judges were leaving to go to private judging and the federal bench for an increase in salary.

- **Judge Craig Matheson, President of the Superior Court Judges' Association**

Judge Matheson spoke about his roles and responsibilities as a Superior Court Judge. Felonies are filed in a Superior Court. Three categories of cases heard by Superior Court Judges are: criminal, civil, and guardianship and probate. He also commented that an incremental increase is important so their salary doesn't get so far behind that they can't draw good people. Washington State pays one

half of the salaries and all the benefits and the county pays one half of the salary.

- **Judge Sara Derr, President of the District and Municipal Court Judges' Association**

Judge Derr spoke about roles and responsibilities as a District Court Judges. Gross misdemeanors, civil matters, small claims and traffic infractions are handled by the District Court. These judges are on call night and weekends. Two million cases come through the District Court each year. She also commented on succession concerns.

The Commission broke for lunch and was reconvened at approximately 1:30 p.m.

David Schumacher, Director of the Office of Financial Management

Mr. Schumacher stated that the economy is growing, but no we're not back to where we were before the great recession. He stated that it may take as long as six years for the budget to get back to where it was. The economy and revenues for the state are growing and steady, but at a slow pace. The McCleary case (requiring that the state fund basic education) will affect the overall state budget.

Public Testimony

No members of the public were present to provide public testimony.

Commission Work Session

Ned Lange motioned to increase the salary of the Superintendent of Public Instruction by 5% for 2013. The motion was seconded by Gregory Dallaire. Elizabeth Heath requested to table the motion. There was discussion on the motion, which Ned later withdrew.

Ned asked if the Commission could get an updated Willis Study. Teri Wright said she could ask the Department of Human Resources what they would charge for that. If she had to get it from an outside source the charge would be \$25,000 per study.

Ned Lange motioned to request of Human Resources an estimate of cost on Willis Studies for the Legislative and Executive branches. The motion was seconded by Rose Amurao. The motion passed with a unanimous voice vote.

Dick Walter asked Teri to get, as a public disclosure request, what the Legislators are getting paid while doing legislative duties from another source and how much.

Elizabeth Heath motioned to reaffirm past benchmark for all elected officials positions as per Tab 2 definitions. The motioned was seconded by Gregory Dallaire. The motion passed with 11 affirmative votes and 3 negative votes.

Gregory Dallaire motioned to increase the salaries for the judicial branch by 5% to bring them closer to the federal bench. The motion was seconded by Ned Lange. A roll call vote was taken as follows:

Commissioner	Yes	No	Abstain	Absent
Michele Adams	✓			
Rose Amurao	✓			
Matthew Clark		✓		
Gregory Dallaire	✓			
Suzanne Dinning				✓
Liz Heath			✓	
Lynda Henderson			✓	
Erin John		✓		
Ned Lange	✓			
Larry Lanning		✓		
Robert Mendez		✓		
Kathe Morris		✓		
Leslie Santana	✓			
Dick Walter		✓		
Justine Winnie		✓		

The motion **failed** with 5 affirmative votes and 7 negative votes, 2 abstain.

Gregory Dallaire amended the motion and was seconded by Ned Lange to increase the salaries of the Judicial Branch an increase of 3% 9/2/2013 and 2% 9/1/2014. A roll call vote was taken as follows:

Commissioner	Yes	No	Abstain	Absent
Michele Adams	✓			
Rose Amurao	✓			
Matthew Clark		✓		
Gregory Dallaire	✓			
Suzanne Dinning				✓
Liz Heath			✓	
Lynda Henderson			✓	
Erin John		✓		
Ned Lange	✓			
Larry Lanning		✓		
Robert Mendez		✓		
Kathe Morris		✓		
Leslie Santana	✓			
Dick Walter		✓		
Justine Winnie		✓		

The motion failed with 5 affirmative votes and 7 negative votes, 2 abstain.

Matthew Clark amends the amended motion by an increase of 2% 9/1/2013 and 3% 9/1/2014. This motion was seconded by Elizabeth Heath. A roll call vote was taken as follows:

Commissioner	Yes	No	Absent
Michele Adams	✓		
Rose Amurao	✓		
Matthew Clark	✓		
Gregory Dallaire	✓		
Suzanne Dinning			✓
Liz Heath	✓		
Lynda Henderson		✓	
Erin John	✓		
Ned Lange	✓		
Larry Lanning	✓		
Robert Mendez	✓		
Kathe Morris		✓	
Leslie Santana	✓		
Dick Walter	✓		
Justine Winnie	✓		

The motion passed with 12 affirmative votes and 2 negative votes.

Dick Walter motioned to increase the salary of the Superintendent of Public Instruction by 2% 9/1/2013 and 3% 9/1/2014. The motion was seconded by Rose Amurao. Ned Lange amended the motion by an increase of 1% 9/1/2013 and 2% 9/1/2014. Gregory Dallaire moved to amend the motion by an increase of 3% 9/1/2013 and 3% 9/1/2014. This motion was seconded by Erin John. A roll call vote was taken as follows:

Commissioner	Yes	No	Absent
Michele Adams		✓	
Rose Amurao		✓	
Matthew Clark		✓	
Gregory Dallaire	✓		
Suzanne Dinning			✓
Liz Heath		✓	
Lynda Henderson	✓		
Erin John	✓		
Ned Lange		✓	
Larry Lanning	✓		
Robert Mendez		✓	
Kathe Morris		✓	
Leslie Santana	✓		
Dick Walter		✓	
Justine Winnie		✓	

The motion **failed** with 5 affirmative votes and 9 negative votes.

The original motion was then voted upon. (Dick Walter motioned to increase the salary of the Superintendent of Public Instruction by 2% 9/1/2013 and 3% 9/1/2014. The motion was seconded by Rose Amurao.) A roll call vote was taken as follows:

Commissioner	Yes	No	Absent
Michele Adams	✓		
Rose Amurao	✓		
Matthew Clark		✓	
Gregory Dallaire	✓		
Suzanne Dinning			✓
Liz Heath	✓		
Lynda Henderson	✓		
Erin John	✓		
Ned Lange	✓		
Larry Lanning	✓		
Robert Mendez	✓		
Kathe Morris	✓		
Leslie Santana	✓		
Dick Walter	✓		
Justine Winnie	✓		

The motion passed with 13 affirmative votes and 1 negative vote.

The meeting was adjourned at 4:15 p.m. with a motion by Robert Mendez, seconded by Dick Walter and carried with a unanimous voice vote.



 Michele Adams, Chair

2/27/13

 Date



January 30 & 31, 2013, Meeting Minutes
Phoenix Inn Suites, 415 Capitol Way North, Olympia

January 31, 2013

The meeting of the Washington Citizens' Commission on Salaries for Elected Officials was brought to order by Michele Adams at 8:30 a.m.

Commissioners Present:

- Michele Adams, Chair
- Rose Amurao
- Matthew Clark
- Gregory Dallaire
- Elizabeth Heath
- Lynda Henderson
- Erin John
- Ned Lange
- Larry Lanning
- Robert Mendez

- Kathe Morris
- Leslie Santana
- Dick Walter, Vice-Chair
- Justine Winnie

Commissioners Excused:

- Suzanne Dinning

Staff Present

- Teri Wright
- Jenny Sutley

Meeting Opening Statement

Michele Adams read the meeting opening statement.

There was discussion about whether or not a motion that has already been voted on can later be changed. After talking with the Assistant Attorney General Teri Wright informed the Commission that once you make a motion and vote; that is a proposed salary schedule. It cannot be changed until four public hearings are held on that proposal. This is backed up by RCW 43.03.310, Subsection 6, as well as our WACS and policies. Any changes to any portion of the salary schedule must wait until the May meeting.

Mike Kreidler, Insurance Commissioner

Mr. Kreidler spoke about his role and responsibilities as Insurance Commissioner. The office licenses 127,000 agents and brokers throughout the state of Washington. The office is responsible for investigation of consumer complaints. They council 120,000 people through SHEBA (State Health Insurance Benefit Advisors). Their office reviews insurance rates and policies for anything marketed in the state of Washington.

Kim Wyman, Secretary of State

Ms. Wyman spoke about her role and responsibilities as Secretary of State and how her office works with a wide variety of functions whereas most other elected officials have one streamlined function. She serves at the pleasure of the citizens of the state, she does not report to the Legislature or the Governor. It is very similar to a county auditor position. She serves as the Chief Elections Officer, Chief Corporations Officer, oversees the state library and archives for the state. She is also involved in the Address Confidentiality Program, oversees the brail library, and serves as a pass-through for money to TVW. There are 29 offices throughout the state.

Public Testimony

No members of the public were present to provide public testimony.

Commission Work Session

Dick Walter brought up being interviewed by the media and being careful that you speak for yourself and not address for the media for the Commission as a whole. Dick feels most comfortable referring members of the media to the Director or the Chair. Teri Wright emphasized that you can speak for yourself to the media, just not for the Commission as a whole.

Ned Lange mentioned the economy of the state seems to have increased. From the housing market to the job market, there has been some improvement. Dick stated that there have been pockets of growth, but really has not happened statewide. For businesses, small businesses especially have not seen an increase in hiring trends. Gregory Dallaire stated that he agrees with both Ned and Dick, but believes that we need to look at the elected officials and their salaries and not base it on small business or large business growth. He believes it has some impact, but believes that our economy is slowly improving.

Kathe Morris mentioned that she is concerned about regular state employees and the general public. Robert Mendez stated that we need to be concerned about the roles and responsibilities of the elected officials and pay them accordingly. Gregory referred back to why our Commission was created and to set the salaries of elected officials. It is not our job as a Commission to take politics into consideration, but that it is alright to consider economics.

The Commission broke for a one –hour lunch and resumed the meeting at 1:00 p.m.

The Commission resumed its work session

Gregory Dallaire motioned to increase the salary of the Insurance Commissioner by 2% 9/1/2013 and 3% 9/1/2014. The motion was seconded by Justine Winnie. A roll call vote was taken as follows:

Commissioner	Yes	No	Absent
Michele Adams	✓		
Rose Amurao		✓	
Matthew Clark		✓	
Gregory Dallaire	✓		
Suzanne Dinning			✓
Liz Heath	✓		
Lynda Henderson		✓	
Erin John	✓		
Ned Lange		✓	
Larry Lanning	✓		
Robert Mendez		✓	
Kathe Morris		✓	
Leslie Santana		✓	
Dick Walter		✓	
Justine Winnie	✓		

The motion failed with 6 affirmative votes and 8 negative votes.

Ned Lange amended the motion to increase by 1% 9/1/2013 and 2% 9/1/2014. This motion was seconded by Robert Mendez. A roll call vote was taken as follows:

Commissioner	Yes	No	Absent
Michele Adams	✓		
Rose Amurao		✓	
Matthew Clark		✓	
Gregory Dallaire	✓		
Suzanne Dinning			✓
Liz Heath	✓		
Lynda Henderson		✓	
Erin John		✓	
Ned Lange	✓		
Larry Lanning	✓		
Robert Mendez	✓		
Kathe Morris		✓	
Leslie Santana		✓	
Dick Walter		✓	
Justine Winnie	✓		

The motion **failed** with 7 affirmative votes and 7 negative votes.

Peter Goldmark, Commissioner of Public Lands

Commissioner Goldmark commented on his role and responsibilities as Commissioner of Public Lands. He manages the Department of Natural Resources and the Forest Practices Board with a staff of about 1,300, which rises to about 1,700 during the fire season. He is the Chief Executive Officer of the state's natural resources which operates with a 188 million dollar annual budget. They manage 3 million acres on behalf of the trust beneficiaries for the state of Washington.

Public Testimony

No members of the public were present to provide public testimony.

Commission Work Session

Ned Lange motioned to keep the salary of the Commissioner of Public Lands frozen at the current level. The motion was seconded by Lynda Henderson. Gregory Dallaire amended the motion to increase the Commissioner's salary by 2% 9/1/2013. This motion was seconded by Elizabeth Heath. A roll call vote was taken as follows:

Commissioner	Yes	No	Absent
Michele Adams	✓		
Rose Amurao	✓		
Matthew Clark	✓		
Gregory Dallaire	✓		
Suzanne Dinning			✓
Liz Heath	✓		
Lynda Henderson		✓	
Erin John	✓		
Ned Lange	✓		
Larry Lanning	✓		
Robert Mendez	✓		
Kathe Morris		✓	
Leslie Santana	✓		
Dick Walter	✓		
Justine Winnie	✓		

The motion passed with 12 affirmative votes and 2 negative votes.

James McIntire, State Treasure

State Treasurer McIntire opened his comments by saying that he was happy to take the voluntary cut in salary, because his employees had to take the cut involuntarily. He then spoke about his role and responsibilities as Treasurer and that his office is doing more with fewer employees and is very efficient. Only one of his employees makes a higher salary than him. His office makes great investments and he has an excellent debt manager. In addition to his responsibilities he sits on several boards.

Dr. Steve Lerch, Chief Economist and Executive Director of the Economic and Revenue Forecast Council

Dr. Lerch made a PowerPoint presentation which summarized the following:

- The November economic forecast is marginally weaker than the September forecast, with slightly lower U.S. GDP and Washington personal income.
- Uncertainty in the baseline remains very high, mostly due to on-going concerns about federal government gridlock, Europe, and China.
- Given the uncertainty around implementation, no new revenue is associated with I-502 at this time.
- This forecast increases expected GF-S revenue by \$8 million in the current biennium but decreases it by \$88 million in the 2013-15 biennium.

In conclusion:

- The forecast for the 2011-13 Biennium is \$8 million higher than in September.
- The forecast for the 2013-15 Biennium is \$88 million lower than in September.
- Revenue collections since the November forecast are \$92 million above the forecast.
- The fiscal cliff deal increased payroll taxes, which will reduce personal income and spending this year.
- The level of uncertainty in the baseline remains extremely high, and downside risks outweigh upside risks.

Commission Work Session

Teri Wright went over all that had been motioned and approved by the Commission for the Proposed Salary Schedule. She stated that the Commission still needed to make decisions on the Governor, Lieutenant Governor, Secretary of State, Treasurer, Auditor, Attorney General, Insurance Commissioner, and the Legislative Branch.

Robert Mendez motioned to freeze the Legislative Branch salaries at current level. The motion was seconded by Rose Amurao. There was discussion about an inflation adjustment and trying to reach a benchmark. Justine Winnie amended the motion to increase by 1% 9/1/2013 and 1% 9/1/2014. This motion was seconded by Ned Lange. A roll call vote was taken as follows:

Commissioner	Yes	No	Absent
Michele Adams		✓	
Rose Amurao		✓	
Matthew Clark		✓	
Gregory Dallaire	✓		
Suzanne Dinning			✓
Liz Heath	✓		
Lynda Henderson		✓	
Erin John		✓	
Ned Lange	✓		
Larry Lanning	✓		
Robert Mendez		✓	
Kathe Morris		✓	
Leslie Santana		✓	
Dick Walter		✓	
Justine Winnie	✓		

The motion failed with 5 affirmative votes and 9 negative votes.

The original motion was then voted upon. (Robert Mendez motioned to freeze legislative branch salaries at current level. The motion was seconded by Rose Amurao).

A roll call vote was taken as follows:

Commissioner	Yes	No	Absent
Michele Adams	✓		
Rose Amurao	✓		
Matthew Clark	✓		
Gregory Dallaire		✓	
Suzanne Dinning			✓
Liz Heath		✓	
Lynda Henderson	✓		
Erin John		✓	
Ned Lange		✓	
Larry Lanning		✓	
Robert Mendez	✓		
Kathe Morris	✓		
Leslie Santana	✓		
Dick Walter	✓		
Justine Winnie		✓	

The motion failed with 8 affirmative votes and 6 negative votes.

There was discussion about how/why the vote had failed. Teri Wright reiterated that there must be an affirmative vote of nine for any portion of the salary schedule to be adopted.

Elizabeth Heath motioned to increase the salaries of the legislative branch by 1% 9/1/2013. This motion was seconded by Justine Winnie. A roll call vote was taken as follows:

Commissioner	Yes	No	Absent
Michele Adams		✓	
Rose Amurao		✓	
Matthew Clark		✓	
Gregory Dallaire		✓	
Suzanne Dinning			✓
Liz Heath	✓		
Lynda Henderson		✓	
Erin John		✓	
Ned Lange		✓	
Larry Lanning		✓	
Robert Mendez		✓	
Kathe Morris		✓	
Leslie Santana		✓	
Dick Walter		✓	
Justine Winnie	✓		

The motion failed with 2 affirmative votes and 12 negative votes.

Matthew Clark motioned to freeze the salary of the Treasurer at the current level. The motion was seconded by Robert Mendez. A roll call vote was taken as follows:

Commissioner	Yes	No	Absent
Michele Adams	✓		
Rose Amurao	✓		
Matthew Clark	✓		
Gregory Dallaire		✓	
Suzanne Dinning			✓
Liz Heath		✓	
Lynda Henderson	✓		
Erin John		✓	
Ned Lange	✓		
Larry Lanning		✓	
Robert Mendez	✓		
Kathe Morris	✓		
Leslie Santana	✓		
Dick Walter	✓		
Justine Winnie		✓	

The motion passed with 9 affirmative votes and 5 negative votes.

Ned Lange motioned to increase the salary of the Insurance Commissioner by 2% 9/1/2013. The motion was seconded by Elizabeth Heath. A roll call vote was taken as follows:

Commissioner	Yes	No	Absent
Michele Adams	✓		
Rose Amurao		✓	
Matthew Clark	✓		
Gregory Dallaire	✓		
Suzanne Dinning			✓
Liz Heath	✓		
Lynda Henderson		✓	
Erin John	✓		
Ned Lange	✓		
Larry Lanning	✓		
Robert Mendez	✓		
Kathe Morris		✓	
Leslie Santana		✓	
Dick Walter		✓	
Justine Winnie	✓		

The motion passed with 9 affirmative votes and 5 negative votes.

Elizabeth Heath motioned to freeze the salary of the Auditor at current level. The motion was seconded by Gregory Dallaire. The motion was immediately withdrawn to accommodate an amended motion by Ned Lange to freeze the salaries of the Governor, Lieutenant Governor, Secretary of State, Auditor and Attorney General at the current levels. The motion was seconded by Matthew Clark. A roll call vote was taken as follows:

Commissioner	Yes	No	Absent
Michele Adams	✓		
Rose Amurao	✓		
Matthew Clark	✓		
Gregory Dallaire		✓	
Suzanne Dinning			✓
Liz Heath	✓		
Lynda Henderson	✓		
Erin John		✓	
Ned Lange	✓		
Larry Lanning	✓		
Robert Mendez	✓		
Kathe Morris	✓		
Leslie Santana	✓		
Dick Walter	✓		
Justine Winnie		✓	

The motion passed with 11 affirmative votes and 3 negative votes.


Dick Walter motioned to reconsider the decision to freeze the salary of the legislative branch. The motion was seconded by Robert Mendez. A roll call vote was taken as follows:

Commissioner	Yes	No	Absent
Michele Adams	✓		
Rose Amurao	✓		
Matthew Clark	✓		
Gregory Dallaire		✓	
Suzanne Dinning			✓
Liz Heath		✓	
Lynda Henderson	✓		
Erin John		✓	
Ned Lange		✓	
Larry Lanning		✓	
Robert Mendez	✓		
Kathe Morris	✓		
Leslie Santana	✓		
Dick Walter	✓		
Justine Winnie		✓	

The motion once again **failed** with 8 affirmative votes and 6 negative votes.

Due to no motion being passed by the Commission regarding Legislative Branch salaries, the salaries automatically remain frozen at their current levels.

The meeting was adjourned at 5:00 p.m. with a motion by Robert Mendez, seconded by Ned Lange and carried with a unanimous voice vote.



 Michele Adams, Chair

2/23/13

 Date

