

Larrygossett09 replied Tues, 6 Aug 2019 at 6:10AM
"PDC Support" <pdcc@pdcc.wa.gov>

Here is my response to the complaint:

PDC Complaint response

The complaint makes several false allegations:

• **Larry Gossett using public office to promote his campaign in violation of RCW 42.17a.555**

• *The Juneteenth Special Resolution was introduced by Council Member Gossett to commemorate June 19, 1865, as announcement of the abolition of slavery in the U.S. state of Texas, and more generally the emancipation of enslaved African Americans throughout the former Confederate States of America.*

• *The resolution was signed all All King County Councilmembers*

However, this does not apply to the following activities:

(1) Action taken at an open public meeting by members of an elected legislative body or by an elected board, council, or commission of a special purpose district including, but not limited to, fire districts, public hospital districts, library districts, park districts, port districts, public utility districts, school districts, sewer districts, and water districts, to express a collective decision, or to actually vote upon a motion, proposal, resolution, order, or ordinance, or to support or oppose a ballot proposition so long as (a) any required notice of the meeting includes the title and number of the ballot proposition, and (b) members of the legislative body, members of the board, council, or commission of the special purpose district, or members of the public are afforded an approximately equal opportunity for the expression of an opposing view;

(2) A statement by an elected official in support of or in opposition to any ballot proposition at an open press conference or in response to a specific inquiry;

(3) Activities which are part of the normal and regular conduct of the office or agency.

(4) This section does not apply to any person who is a state officer or state employee as defined in RCW **42.52.010**

• **Picture taken in the offices of the King County Council**

The picture referenced in the complaint was taken in the reception / lobby area in front of the elevators (12th floor) in the King County Courthouse. That is a public area where often Council members and the public take pictures.

- **Cindy Domingo posted a picture on Larry Gossett for District 2 campaign Facebook page during working hours**

- **The time stamp of the posting is 6:17 am clearly outside of working hours. She posted the picture on her own time. I cannot direct what Ms. Domingo does on her own time.**

- **I am providing a link to the minutes of the public meeting on June 19th, 2019:**

<https://aqua.kingcounty.gov/Council/agendas/Council/20190626-council-packet-afternoon.pdf>

RCW 42.17A.555

Use of public office or agency facilities in campaigns—Prohibition—Exceptions.

No elective official nor any employee of his or her office nor any person appointed to or employed by any public office or agency may use or authorize the use of any of the facilities of a public office or agency, directly or indirectly, for the purpose of assisting a campaign for election of any person to any office or for the promotion of or opposition to any ballot proposition. Facilities of a public office or agency include, but are not limited to, use of stationery, postage, machines, and equipment, use of employees of the office or agency during working hours, vehicles, office space, publications of the office or agency, and clientele lists of persons served by the office or agency. However, this does not apply to the following activities:

(1) Action taken at an open public meeting by members of an elected legislative body or by an elected board, council, or commission of a special purpose district including, but not limited to, fire districts, public hospital districts, library districts, park districts, port districts, public utility districts, school districts, sewer districts, and water districts, to express a collective decision, or to actually vote upon a motion, proposal, resolution, order, or ordinance, or to support or oppose a ballot proposition so long as (a) any required notice of the meeting includes the title and number of the ballot proposition, and (b) members of the legislative body, members of the board, council, or commission of the special purpose district, or members of the public are afforded an approximately equal opportunity for the expression of an opposing view;

(2) A statement by an elected official in support of or in opposition to any ballot proposition at an open press conference or in response to a specific inquiry;

(3) Activities which are part of the normal and regular conduct of the office or agency.

(4) This section does not apply to any person who is a state officer or state employee as defined in RCW 42.52.010.