

**Subject:** Additional supporting evidence for PDC Case #16801 (De'Sean Quinn)

**Description:**

To all copied on this email - PDC, AG, King County prosecutor's office, and the Thurston County Prosecutor's office:

On April 14, 2017 I filed a complaint with the PDC and a 45 Day notice to the AG regarding a variety of **violations of RCW 42.17A by De'Sean Quinn** in his 2015 Tukwila Mayoral and 2017 Council political campaigns. At the PDC, this case is tracked as **case #16801**.

This email does not add to the allegations already made in that original case, but upon discovery of **additional relevant information** to support the original allegations, it seems imperative to send you this additional evidence to further support this complaint against De'Sean Quinn.

As I have already mentioned in the original complaint, De'Sean Quinn has a major conflict of interest between his role on the council and his role as a board member of Forterra, an environmentalist group that has multiple contracts with the city.

**RCW 42.23.040** reads in relevant part:

*"A municipal officer is not interested in a contract, within the meaning of **RCW 42.23.030**, if the officer has only a remote interest in the contract and the extent of the interest is disclosed to the governing body of the municipality of which the officer is an officer and noted in the official minutes or similar records of the municipality prior to the formation of the contract, and thereafter the governing body authorizes, approves, or ratifies the contract in good faith by a vote of its membership sufficient for the purpose without counting the vote or votes of the officer having the remote interest. As used in this section "remote interest" means:*

***(1) That of a nonsalaried officer of a nonprofit corporation;" [emphasis added]***

**RCW 42.23.050** goes on to state, in relevant part, that:

*"Any contract made in violation of the provisions of this chapter is void and the performance thereof, in full or in part, by a contracting party shall not be the basis of any claim against the municipality. Any officer violating the provisions of this chapter is liable to the municipality of which he or she is an officer for a penalty in the amount of five hundred dollars, in addition to such other civil or criminal liability or penalty as may otherwise be imposed upon the officer by law. **In addition to all other penalties, civil or criminal, the violation by any officer of the provisions of this chapter may be ground for forfeiture of his or her office.**" [emphasis added]*

Unfortunately, De'Sean Quinn failed to note his conflict of interest into the minutes (as required per **RCW 42.23.040**) and voted to approve a **massive \$76,725** contract between Forterra (where he serves as a board member), and the City of Tukwila (where he serves as a councilmember). He also did not recuse himself from this vote, despite having recused himself in the past on issues related to King County (where he is an employee).

This contract was also heard (and placed on the consent agenda) by the Community Affairs and Parks Committee, **which Quinn chairs**. At no point throughout this process did Quinn note that he is on Forterra's board and -- as I mention in my complaint against him -- **he failed to disclose this fact on his F1 form**.

Here is the background and **link to the illegal contract in question**:

Contract 16-112 (between the City of Tukwila and Forterra)  
Value -- \$76,725 (Ostensibly for environmental work.)  
<http://records.tukwilawa.gov/WebLink8/1/doc/275552/Page1.aspx>

As you can read here, **Quinn failed to enter into the minutes the fact that he had a conflict of interest** relating to this contract: <http://records.tukwilawa.gov/WebLink8/1/doc/275548/Page1.aspx>/ This is a **clear violation of state law**.

I believe that this violation of state law by Quinn **may also be grounds for forfeiture of office**, per **RCW 42.23.050**.

In addition to processing this as an addition to my earlier complaint, it would be appreciated and prudent if this additional information be added to the packets of the Public Disclosure Commissioners for tomorrow's meeting. I will be there in person to testify during public comment, and this is particularly relevant to the item on the agenda about recusal language on the F-1 form.

Please feel free to contact me if you have any questions or need additional research on this issue.

Best Regards,

Glen Morgan