

Complaint Description

Dave Churchman (Fri, 15 Mar 2019 at 10:29 AM)

This is a complaint against David Prutzman, Leader of the 25th Legislative District Republican Party for failure to identify a valid sponsor on Initiative Signature collection forms in the City of Puyallup in January 2019. Prutzman's address is 727 3rd St NW Puyallup WA 98371.

Beginning January 1, 2019, Prutzman circulated and collected signatures around Puyallup for an initiative that would force an election to change the form of city government from a council-manager to a council-strong mayor. It was known as the "Strong Mayor Initiative".

The two pages (cover sheet and signature sheet) were printed naming Reachout Northwest as paying for the petition. The cover sheet also printed the location where the petitions should be sent. This address is the work address of the Chairman of County Republicans, Dave McMullan. 10217 128th St E, Suite D, Puyallup WA 98374.

On January 3, 2019, a complaint against Reachout Northwest aka Reachout Washington was sent to the Public Disclosure Commission alleging failure to timely register as a political committee and report contributions and expenditures. Complaint #44956.

On March 13, the findings of the investigation stated that the responsible party for Reachout Northwest/Reachout Washington, Dave McMullan, Chairman of Pierce County Republicans, did not authorize David Prutzman to use the Reachout Northwest name on the Initiative forms and therefore the PAC was not responsible for his actions. As such, the PDC closed that case number.

As Prutzman was not acting on Reachout's behalf, he had no right to list them as the initiative sponsor and as such the listing of the sponsor is invalid and no other sponsor is listed. This is the basis of this complaint.

Attachments;

Initiative by the people signature sheet

We need a strong mayor cover sheet

Screenshot of Facebook posting by Prutzman dated January 1, 2019 announcing his signature collecting

Email from PDC of findings of complaint number 44956 dated March 13, 2019.

What impact does the alleged violation(s) have on the public?

Failed to identify a valid sponsor of an Initiative Signature campaign

List of attached evidence or contact information where evidence may be found.

Initiative by the people signature sheet

We need a strong mayor cover sheet
Facebook screenshot announcing signature collection
PDC case findings of related complaint (44956)

List of potential witnesses with contact information to reach them.

See case report from complaint # 44956 (Dave McMullan et al)

Complaint Certification:

I certify (or declare) under penalty of perjury under the laws of the State of Washington that information provided with this complaint is true and correct to the best of my knowledge and belief.



David Prutzman



Dave



David Prutzman is with Matthew Cuyle and 41 others.

January 1 at 9:07 AM · 🧑🏻‍🤝‍🧑🏻

GOOD MORNING PUYALLUP! If you have not heard, I am collecting signatures for an initiative that will allow US, the CITIZENS of the City of Puyallup to ELECET OUR MAYOR!

I will be at Downtown Brew this morning. Please come by and sign!

If you don't want to get out to your car call me!! 253-98... See More

Recent Check-ins



Banks Lake United States Visited on July 12, 2016

See More

We need a strong mayor for the City of Puyallup

Full-time city officer.

The mayor shall be a full-time officer of the city and shall maintain regular office hours in the city hall, or in some other suitable office as prescribed by the city council, effective January 1, 2015.

Salary.

The salary for the officer of the mayor shall be established by the salary review commission, on an annual basis through the adoption of the yearly budget ordinance. (Ord. 3091 § 1, 2012.)

Powers and duties generally.

A. The mayor shall be the chief executive and administrative officer of the city in charge of all departments and employees. The mayor may appoint and remove an executive assistant to the mayor, if so provided by ordinance or charter. He or she shall see that all laws and ordinances are faithfully enforced and that law and order is maintained in the city, and shall have general supervision of the administration of city government and all city interests.

B. The mayor shall also be authorized to negotiate the terms of and/or award contracts falling within the scope of the mayor's authority. All contracts must be approved by council with a majority vote. Contracts that fall within the scope of the mayor's authority shall be taken to the city council for approval as a part of the city council consent agenda. All official bonds and bonds of contractors with the city shall be submitted to the mayor or such person as he or she may designate for approval or disapproval. He or she shall see that all contracts and agreements made with the city or for its use and benefit are faithfully kept and performed, and to this end he or she may cause any legal proceedings to be instituted and prosecuted in the name of the city, subject to approval by majority vote of the council. The mayor shall also be authorized to negotiate agreements of real property and the relocation of inhabitants required to complete city projects falling within the scope of the mayor's authority. All real property agreements must be approved by a majority of the council.

C. The mayor shall preside over all meetings of the city council, when present, but shall have a vote only in the case of a tie in the votes of the council members. He or she shall report to the council concerning the affairs of the city and its financial and other needs, and shall make recommendations for council consideration and action.

D. The mayor shall prepare and submit to the council a proposed budget, as required by Chapter 35A.33 RCW.

E. The mayor shall have the power to veto ordinances passed by the council and submitted to him or her as provided in RCW 35A.12.030, but such veto may be

A. All appoints of any city appointive officers, subject to the provisions of any applicable law, rule or regulation pertaining to civil service, state law or city ordinances shall be approved by council. This appointive authority applies to acting, interim and permanent appointive officers of those departments and divisions listed in this title.

B. The mayor shall also have the authority to remove, hire, or make temporary assignments of positions of his appointed positions, including for any cause but not limited to public safety director or public safety chief and deputy police chief, or equivalent positions.

C. It is provided, however, that appointment or termination of the city attorney shall be subject to confirmation by a majority of the members of the city council. It is further provided that termination of the police chief shall be subject to any applicable statutes or rules regarding termination of a police chief for cause.

D. The mayor shall submit to the city council for review an organizational chart showing current organizational reporting relationships and proposed changes.

Oath, affidavits and signature powers.

The mayor and the deputy mayor shall have power to administer oaths and affirmations, take affidavits and certify them. The mayor or the deputy mayor when acting as mayor shall sign all consequences made by the city and all instruments which require the city seal.

Ordinance powers and duties.

Every ordinance which passes the council, in order to become valid, must be presented to the mayor's office within 5 business days. If he/she then has 14 days to respond. If he or she approves it, he or she shall sign it, but if not, he/she shall return it with his written objections to be entered at large upon the journal and proceed by a noncontroversial method. If upon reconsideration, the members of the council voting upon a call of yeas and nays favor its passage, the ordinance shall become valid notwithstanding the mayor's veto.

Supervisory and administrative powers.

The mayor shall have general supervision over the several departments of the city government and over all its interests. Except as otherwise provided for by ordinance or state law, city administrative officers shall be responsible to the mayor for the efficient and economical conduct of their respective departments and officers. Where necessary he/she will initiate programs designed to bring work up to proper standards and levels of performance. The mayor shall also have general administrative authority provided by state statutes, city ordinances and as not in conflict with state law. The mayor shall also have authority to approve expenditures.

Investigative powers.



News Feed



Friend Requests



Watch



Marketplace



Notifications



Menu

Patty Gratz-253-370-6742

We need a strong mayor for the City of Puyallup

Full-time city officer

The mayor shall be a full-time officer of the city and shall maintain regular office hours in the city hall, or in some other suitable office as prescribed by the city council, effective January 1, 2013.

Salary

The salary for the office of the mayor shall be established by the salary review commission, on an annual basis through the adoption of the yearly budget ordinance (Ord. 3009 § 1, 2012).

Powers and duties generally

A. The mayor shall be the chief executive and administrative officer of the city in charge of all departments and employees. The mayor may appoint and remove an executive assistant to the mayor, if so provided by ordinance or charter. He or she shall see that all laws and ordinances are faithfully enforced and that law and order is maintained in the city, and shall have general supervision of the administration of city government and all city interests.

B. The mayor shall also be authorized to negotiate the terms of and/or award contracts falling within the scope of the mayor's authority. All contracts must be approved by council with a majority vote. Contracts that fall within the scope of the mayor's authority shall be taken to the city council for approval as a part of the city council consent agenda. All official bonds and bonds of contractors with the city shall be submitted to the mayor or such persons as he or she may designate for approval or disapproval. He or she shall see that all contracts and agreements made with the city or for its use and benefit are faithfully kept and performed, and to this end he or she may cause any legal proceedings to be instituted and prosecuted in the name of the city, subject to approval by majority vote of the council. The mayor shall also be authorized to negotiate agreements of real property and the relocation of inhabitants required to complete city projects falling within the scope of the mayor's authority. All real property agreements must be approved by a majority of the council.

C. The mayor shall preside over all meetings of the city council, when present, but shall have a vote only in the case of a tie in the votes of the council members. He or she shall report to the council concerning the affairs of the city and its financial and other needs, and shall make recommendations for council consideration and action.

D. The mayor shall prepare and submit to the council a proposed budget, as required by Chapter 25A.33 RCW.

E. The mayor shall have the power to veto ordinances passed by the council and submitted to him or her as provided in RCW 25A.12.130, but such veto may be overridden by the vote of a majority of all council members plus one more vote.

F. The mayor shall be the official and ceremonial head of the city and shall represent the city on ceremonial occasions, except that where fitness or other duties prevent the mayor's attendance at an official function and no deputy mayor has been appointed by the council, a member of the council or some other suitable person may be designated by the mayor to represent the city on such occasion.

G. The mayor is also authorized to exempt the city from paying the charges or fees otherwise applicable to city projects, developments or applications where the charge or fee would be paid out of one of the city's governmental funds (including the general fund and those funds supported by the general fund), and the fund that would receive such payment, were it paid, is also one of the city's governmental funds (including the general fund and/or any of the funds supported by the general fund), and the mayor is also authorized to exempt the city from paying the charges or fees otherwise applicable to city projects, developments or applications where the charge or fee would be paid out of one of the city's enterprise funds and the fund that would receive such payment, were it paid, is the same enterprise fund.

H. The mayor is also empowered to develop and bring to the city council for approval pilot programs that promote and encourage the city council's goals and the needs of future generations, which pilot programs may offset/alternate current code requirements in exchange for strategies and methodologies that accomplish the intended purposes of the city codes and the goals of sustainability.

Appointment of appointive officers

A. All appointees of any city appointive officers, subject to the provisions of any applicable law, rule or regulation pertaining to civil service, state law or city ordinances shall be approved by council. This appointive authority applies to acting, interim and permanent appointive officers of those departments as divisions listed in this title.

B. The mayor shall also have the authority to remove, fire, or make temporary assignments of positions of his appointed positions, including for any cause but not limited to public safety director or public safety chief and deputy police chief, or equivalent positions.

C. It is provided, however, that appointment or termination of the city attorney shall be subject to confirmation by a majority of the members of the city council. It is further provided that termination of the police chief shall be subject to any applicable statutes or rules regarding termination of a police chief for cause.

D. The mayor shall submit to the city council for review an organizational chart showing current organizational reporting relationships and proposed changes.

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Oath, affidavit and signature powers

The mayor and the deputy mayor shall have power to administer oaths and affirmations, take affidavits and verify them. The mayor or the deputy mayor when acting as mayor, shall sign all commissions made by the city and all instruments which require the city seal.

Ordinance powers and duties

Every ordinance which passes the council, in order to become valid, must be presented to the mayor's office within 3 business days. If he or she has 14 days to respond, if he or she approves it, he or she shall sign it, but if not, he/she shall return it with his written objection to be returned at large upon the general and passed to a reconsideration thereof. If upon reconsideration, the members of the council voting upon a call of year and sign favor its passage, the ordinance shall become valid notwithstanding the mayor's veto.

Supervisory and administrative powers

The mayor shall have general supervision over the general departments of the city government and over all its interests. Except as otherwise provided for by ordinance or state law, city administrative officers shall be responsible to the mayor for the efficient and economical conduct of their respective departments and offices. Where necessary he/she will initiate programs designed to bring work up to proper standards and levels of performance. The mayor shall also have general administrative authority provided by state statutes, city ordinances and as not in conflict with state law. The mayor shall also have authority to appoint appointive officers.

Investigative powers

The mayor shall have the power to investigate and to examine or require any the affairs or operations of any city departments, divisions, bureaus or offices, and when so authorized by the council, he shall have power to employ consultants and professional counsel to aid in such investigations, examinations or inquiries if money has been budgeted therefor in the year in which they are employed or if an emergency ordinance has appropriated the necessary funds for such purposes.

Departmental coordination duties

A. The mayor shall be responsible for the coordination of the activities of the various city departments, boards and commissions to eliminate waste and duplication of efforts, prevent the departments from working at cross purposes, and conduct in authority, and promote effective liaison between all agencies that work for the city.

B. In furtherance of the coordination duties set forth in this section, the mayor is authorized to change the reporting requirements of and among the various appointed officers, including moving and officers in different departments or divisions, provided, that the mayor shall not change the reporting requirements of appointed officers in the office of the city attorney, city clerk, or of commissioned officers of the police department.

C. If the change in reporting requirements changes the powers or duties of a city department as set forth in this code and as specified in state statute, the mayor shall bring an amendment to the applicable code sections before the city council for review and approval as soon as practicable.

Meeting coordination duties

The mayor or the mayor's designee shall be responsible for the preparation of agendas for the meetings of the council and of the various boards, commissions and committees of the city, and for including in these agendas the items and issues forwarded by the city council and/or by the ad hoc committees designated to act on behalf of the city council, and for including in these agendas the items and issues prepared by the mayor and city administration, for consideration by the council. The mayor or the mayor's designee shall also be responsible for publishing notices for meetings and for public hearings for the meetings of the council and the various boards, commissions and committees of the city, and for setting the dates and times for said public hearings, except in those instances where setting dates and times for public hearings is required by statute to be done through council resolution.

²For statutory provisions on the duties and authority of the mayor of a code city, see RCW 25A.12.100 for provisions on appointment and removal of officers, see RCW 25A.12.050 for provisions on code city budgets, see Ch. 25A.33 RCW.

This petition is paid for by Reachout Northwest.

Mail completed petitions to:
10217 128th St E, Suite D, Puyallup, WA 98374

INITIATIVE BY THE PEOPLE FOR A STRONG MAYOR FOR PUYALLUP

This initiative would create a strong mayor position for the City of Puyallup

Print Name <small>(must be Puyallup voter)</small>	Signature	Address	Date	City
Charlotte J. Lindbo	Charlotte Lindbo	1002 W. Jefferson Ave.	12-2-19	Puyallup
2				Puyallup
3				Puyallup
4				Puyallup
5				Puyallup
6				Puyallup
7				Puyallup
8				Puyallup
9				Puyallup
10				Puyallup
11				Puyallup
12				Puyallup
13				Puyallup
14				Puyallup
15				Puyallup
16				Puyallup
17				Puyallup
18				Puyallup
19				Puyallup
20				Puyallup

WARNING: Every person who signs this petition with any other than his or her true name, knowingly signs more than one of these petitions, signs this petition when he or she is not a legal voter, or makes any false statement on this petition may be punished by fine or imprisonment or both. PAID FOR BY REACHOUT NORTHWEST.



State of Washington
PUBLIC DISCLOSURE COMMISSION
711 Capitol Way Rm. 206, PO Box 40908 • Olympia, Washington 98504-0908
(360) 753-1111 • FAX (360) 753-1112
Toll Free 1-877-601-2828 • E-mail: pdcc@pdcc.wa.gov • Website: www.pdcca.wa.gov

March 13, 2019

Delivered electronically to davechurchman@icloud.com

Subject: Complaint regarding Reachout Northwest, PDC Case 44956

Dear Dave Churchman:

The Public Disclosure Commission (PDC) has completed its initial review of the complaint you filed January 3, 2019. Your complaint alleged that Reachout Northwest may have violated RCW 42.17A.205 by failing to timely register as a political committee within two weeks of the expectation of contributions and expenditures in support of a ballot proposition and RCW 42.17A.235 for failing to timely report contributions and expenditures as a political committee under the Full Reporting option.

PDC staff reviewed your allegations; the applicable statutes, rules and reporting requirements, and the response provided by David McMullen, Registered Agent, Reachout Northwest and Tom Perry, Treasurer Reachout Washington.

Based on staff's review, we found the following:

- Reachout Northwest in not registered as a political committee with the Public Disclosure Commission.
- In his response, McMullen stated "Reachout Northwest is a non-profit as filed with the Washington State Secretary of State on July 31, 2018 and is also a 501(c)(4) organization. Reachout Northwest is currently obtaining a federal tax identification number for furthering its status as a 501(c)(4) organization. Although Reachout Northwest has a bank account, the monies collected or disbursed would be used for only purposes consistent with the 501(c)(4) status. (See U.S.C. § 501.) No one has/had official authorization to use the words 'This petition is paid for by Reachout Northwest' on the initiative petition identified by the complainant. Reachout Northwest has not collected or disbursed any monies regarding any initiative petition or campaign, including the initiative petition that is the subject of this complaint. Reachout Northwest has not paid

for the printing or distribution of any initiative petition, including the petition listed in the complaint.”

- McMullen also stated “The organization named on the initiative petition, Reachout Northwest, has not paid for or provided any financial support to this, or any other initiative petition. Nor did Reachout Northwest officially authorize the use of its name on any petition, including the petition that is the subject of this complaint.”
- A political committee is registered with the PDC under the name Reachout Washington. The committee filed a C1-PC on January 3, 2019 and an updated C1-PC on February 13, 2019, listing David Adams as campaign manager and Tom Perry as treasurer.
- Perry responded to the complaint, stating “ReachOut Northwest and ReachOut Washington do have some members in common. But ReachOut Northwest is not involved in any electioneering activity. It is purely an organization that shares information and opinions on public policy in general. Regarding the complaint about ReachOut NW paying for petition printing, ReachOut NW has not collected or disbursed any monies regarding any initiative petition or campaign, including the initiative petition that is the subject of this complaint. There was a misunderstanding by the man who printed the petitions, David Prutzman. At no time was there any agreement between Mr. Prutzman and ReachOut NW that ReachOut NW was sponsoring this effort or were paying for any printing.”
- Although filing under the full reporting option, Reachout Washington has not report contributions and expenditures.
- Perry stated “No reports have been filed because there hasn’t been any financial activity yet. Once that happens we will file reports according to the schedule when necessary.”

Based on this information, the PDC finds that no further action is warranted and has dismissed this matter in accordance with RCW 42.17A.755(1).

If you have questions, contact Alice Fiman at 1-360-586-4746 or toll-free at 1-877-601-2828, or by e-mail alice.fiman@pdc.wa.gov.

Sincerely,

/s _____

Alice Fiman
Compliance Officer

Endorsed by,

/s _____

Barbara Sandahl
Deputy Director
For Peter Lavallee
Executive Director