



KING COUNTY

1200 King County Courthouse
516 Third Avenue
Seattle, WA 98104

Signature Report

September 10, 2013

Ordinance 17652

Proposed No. 2013-0245.1

Sponsors McDermott

1 AN ORDINANCE relating to contracting with King
2 County; amending Ordinance 13983, Section 1, as
3 amended, and K.C.C. 4.19.010, Ordinance 13983, Section
4 2, as amended, and K.C.C. 4.19.020, Ordinance 13983,
5 Section 3, as amended, and K.C.C. 4.19.030, Ordinance
6 13983, Section 5, as amended, and K.C.C. 4.19.050,
7 Ordinance 13983, Section 4, as amended, and K.C.C.
8 4.19.040, Ordinance 13983, Section 6, as amended, and
9 K.C.C. 4.19.060, Ordinance 13983, Section 7, as amended,
10 and K.C.C. 4.19.070, Ordinance 13983, Section 8, as
11 amended, and K.C.C. 4.19.080, Ordinance 13983, Section
12 9, as amended, and K.C.C. 4.19.090, Ordinance 12026,
13 Section 13, and K.C.C. 4.18.170, and Ordinance 13983,
14 Section 10, as amended, and K.C.C. 4.19.100, adding a
15 new chapter to K.C.C. Title 2, recodifying K.C.C. 4.19.010,
16 K.C.C. 4.19.020, K.C.C. 4.19.030, K.C.C. 4.19.050, K.C.C.
17 4.19.040, K.C.C. 4.19.060, K.C.C. 4.19.070, K.C.C.
18 4.19.080, K.C.C. 4.19.090, K.C.C. 4.18.170 and K.C.C.
19 4.19.100 and repealing Ordinance 15703, Section 3, and

20 K.C.C. 4.19.110, Ordinance 9609, Section 3B, and K.C.C.
21 4.18.007, Ordinance 12026, Section 2, and K.C.C.
22 4.18.010, Ordinance 12026, Section 3, and K.C.C.
23 4.18.020, Ordinance 12026, Section 4, and K.C.C.
24 4.18.030, Ordinance 12026, Section 5, and K.C.C.
25 4.18.040, Ordinance 12026, Section 6, and K.C.C.
26 4.18.050, Ordinance 12026, Section 7, as amended, and
27 K.C.C. 4.18.060, Ordinance 12026, Section 8, and K.C.C.
28 4.18.070, Ordinance 12026, Section 9, as amended, and
29 K.C.C. 4.18.080, Ordinance 12026, Section 10, and K.C.C.
30 4.18.090, Ordinance 12026, Section 11, and K.C.C.
31 4.18.095, Ordinance 12026, Section 12, and K.C.C.
32 4.18.100, Ordinance 5983, Section 11, as amended, and
33 K.C.C. 4.18.110, Ordinance 5983, Section 13, as amended,
34 and K.C.C. 4.18.120, Ordinance 12026, Section 13, and
35 K.C.C. 4.18.150 and Ordinance 12026, Section 14, and
36 K.C.C. 4.18.160.

37 PREAMBLE:

38 The existing code on revenue and fiscal regulation, K.C.C. Title 4, was
39 created for the most part in the 1970s and 1980s, though some provisions
40 date back to at least the 1940s. Since the creation of K.C.C. Title 4, the
41 title has been subject to many amendments each year. The cumulative
42 effect of these amendments has been to create ambiguities and conflicts

43 within the title, which make it difficult to apply the code effectively and
44 predictably. The council determines that a new title on revenue and fiscal
45 regulation, K.C.C. Title 4A, should be created, and material related to
46 revenue and fiscal matters be codified in that title, and all other material in
47 K.C.C. Title 4 that is not appropriate to be codified K.C.C. Title 4A
48 should be codified in the appropriate titles. In this case, the material in
49 K.C.C. chapters 4.18 and 4.19 should be codified in K.C.C. Title 2.

50 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

51 SECTION 1. K.C.C. 4.19.010, as recodified by this ordinance, K.C.C. 4.19.020,
52 as recodified by this ordinance, K.C.C. 4.19.030, as recodified by this ordinance, K.C.C.
53 4.19.050, as recodified by this ordinance, K.C.C. 4.19.040, as recodified by this
54 ordinance, K.C.C. 4.19.060, as recodified by this ordinance, K.C.C. 4.19.070, as
55 recodified by this ordinance, section 16 of this ordinance, section 17 of this ordinance,
56 K.C.C. 4.19.080, as recodified by this ordinance, K.C.C. 4.19.090, as recodified by this
57 ordinance, K.C.C. 4.18.170, as recodified by this ordinance, and K.C.C. 4.19.100, as
58 recodified by this ordinance, should constitute a new chapter in K.C.C. Title 2.

59 SECTION 2. K.C.C. 4.19.010, as amended by this ordinance, is hereby
60 recodified as a new section in the new chapter created under section 1 of this ordinance.

61 SECTION 3. Ordinance 13983, Section 1, as amended, and K.C.C. 4.19.010 are
62 each hereby amended to read as follows:

63 The executive shall implement the ((King County)) contracting opportunities
64 program ((under which the county and its contractors have an incentive to make)) to

65 promote the use of small contractors and suppliers as prime contractors, subcontractors
66 and suppliers on county contracts.

67 SECTION 4. K.C.C. 4.19.020, as amended by this ordinance, is hereby
68 recodified as a new section in the new chapter created under section 1 of this ordinance.

69 SECTION 5. Ordinance 13983, Section 2, as amended, and K.C.C. 4.19.020 are
70 each hereby amended to read as follows:

71 The ~~((King County contracting opportunities))~~ program shall apply to ~~((county~~
72 ~~public works, consulting and procurement))~~ contracts subject to K.C.C. chapter 2.93.

73 SECTION 6. K.C.C. 4.19.030, as amended by this ordinance, is hereby
74 recodified as a new section in the new chapter created under section 1 of this ordinance.

75 SECTION 7. Ordinance 13983, Section 3, as amended, and K.C.C. 4.19.030 are
76 each hereby amended to read as follows:

77 The definitions in this section apply throughout this chapter unless the context
78 clearly requires otherwise.

79 A. "Commercially useful function" means the performance of real and actual
80 services in the discharge of any contractual endeavor, rather than being an uninvolved
81 participant in a transaction, contract or project through which funds are passed to obtain
82 the appearance of small contractor and supplier participation. The small contractor and
83 supplier must be responsible for the execution of the work of the contract or subcontract,
84 as applicable, and carry out its responsibilities by actually performing, managing and
85 supervising the work. To perform a "commercially useful function," the small contractor
86 and supplier must also be responsible for materials and supplies used on the contract or

87 subcontract, as applicable, for negotiating price, determining quality and quantity,
88 ordering the material, installing, if applicable, and paying for the material.

89 B. "Manager" means manager of the finance and business operations division in
90 the department of executive services.

91 ~~((B-))~~ C. "The program" means the King County contracting opportunities
92 program.

93 D. "Small business accelerator" means a competitive procurement program that
94 allows certified small contractors and suppliers to ~~((only))~~ compete solely against other
95 certified small contractors and suppliers on selected county contracts.

96 ~~((C-))~~ E. "Small contractor and supplier" means ~~((that))~~ a business ~~((and the~~
97 ~~person or persons who own and control it are))~~ certified by the county that is in a financial
98 condition that puts the business at a substantial disadvantage in attempting to compete for
99 public contracts. In assessing ~~((these))~~ the financial condition((s)) of the business,
100 including the net worth of the person or persons who own and control it, the
101 ~~((administrator))~~ manager shall substantially adopt the approach used by the federal
102 Small Business Administration, but the ~~((administrator))~~ manager shall adjust the Small
103 Business Administration's maximum revenue standards for various standard business
104 classifications and levels for owners' personal net worth to account for local market
105 conditions. However, the maximum revenue standard for standard business
106 classifications may not be more than fifty percent of the Small Business Administration's
107 thresholds, as now existing or hereafter amended.

108 SECTION 8. K.C.C. 4.19.050, as amended by this ordinance, is hereby
109 recodified as a new section in the new chapter created under section 1 of this ordinance.

110 SECTION 9. Ordinance 13983, Section 5, as amended, and K.C.C. 4.19.050 are
111 each hereby amended to read as follows:

112 The ~~((administrator may))~~ manager shall develop a process for certifying
113 businesses for participation in the ~~((King County contracting opportunities))~~ program as
114 small contractors and suppliers. If feasible, the ~~((administrator))~~ manager shall arrange or
115 contract for a coordinated certification agency in cooperation with other agencies that
116 may adopt compatible programs.

117 SECTION 10. K.C.C. 4.19.040, as amended by this ordinance, is hereby
118 recodified as a new section in the new chapter created under section 1 of this ordinance.

119 SECTION 11. Ordinance 13983, Section 4, as amended, and K.C.C. 4.19.040 are
120 each hereby amended to read as follows:

121 To be certified for the ~~((King County contracting opportunities))~~ program, a
122 business must be a small contractor or supplier, have a valid business license~~((;))~~ and
123 must serve a commercially useful function~~((, as defined in K.C.C. chapter 4.18))~~. To
124 maintain its certification, within one year of its certification a small contractor or supplier
125 must have the person or persons who own and control the business complete at least
126 fifteen hours of business-related training in a program approved by the ~~((administrator))~~
127 manager. Based on the ~~((administrator's))~~ manager's assessment of the small contractor
128 or supplier's need for additional training, the ~~((administrator))~~ manager may require a
129 small contractor or supplier to complete up to fifteen additional hours annually of
130 business-related training. The ~~((administrator))~~ manager shall evaluate and approve
131 training programs based on one or more of the following ~~((indications))~~ indicators of the
132 training program's value: the ~~((program's relevant))~~ industry's historical use of the

133 training program; ((affiliation)) the training program's ((has)) affiliation with established

134 schools, if any((:)); and accreditation by an established association.

135 SECTION 12. K.C.C. 4.19.060, as amended by this ordinance, is hereby

136 recodified as a new section in the new chapter created under section 1 of this ordinance.

137 SECTION 13. Ordinance 13983, Section 6, as amended, and K.C.C. 4.19.060 are

138 each hereby amended to read as follows:

139 ~~((To provide significant opportunities and incentives for businesses owned by~~

140 ~~small contractors and suppliers to prove themselves competitive within the market, t))~~The

141 certification ((the businesses)) of a small contractor or supplier is ((limited)) effective for

142 to ((five)) three years ((or a specified contract and dollar volume of participation)) if it

143 meets the requirements under this chapter.. A business whose certification has expired

144 may reapply for certification. A business that has been denied certification must wait one

145 year from the application denial date before reapplying for certification.

146 SECTION 14. K.C.C. 4.19.070, as amended by this ordinance, is hereby

147 recodified as a new section in the new chapter created under section 1 of this ordinance.

148 SECTION 15. Ordinance 13983, Section 7, as amended, and K.C.C. 4.19.070 are

149 each hereby amended to read as follows:

150 A. The ~~((King County contracting opportunities))~~ program shall use one or more

151 methods to create incentives to ~~((promote the))~~ use ~~((of businesses owned by certified))~~

152 small contractors and suppliers. These incentives shall be produced either through a

153 bonus system in which the increased participation of certified small contractors and

154 suppliers is a factor in the award of contracts((:)), or through a set-aside system under

155 which prime contractors are required to achieve a specified level of participation by

156 ~~((King County contracting opportunities program businesses))~~ small contractors and
157 suppliers in the performance of the contract. If the bonus system is used, the solicitation
158 document shall state the maximum incentive available for the participation of certified
159 small contractors and suppliers and the possible methods for making use of the incentive.
160 If a set-aside system is used, the solicitation document shall state a required minimum
161 utilization.

162 B. ~~((As a matter of policy,))~~ The manager shall identify opportunities for small
163 contractors and suppliers to act as prime contractors ~~((will be identified))~~ on an ongoing
164 basis.

165 ~~((C. The specific methods used to provide incentives to small contractors and~~
166 ~~suppliers and for them to be prime contractors, as opportunities arise, shall be fully~~
167 ~~addressed in the rule-making process.~~

168 ~~D.1. The contracting opportunities program is authorized to use a small business~~
169 ~~accelerator to solicit and award contracts for all county departments and offices in the~~
170 ~~following areas, as defined in K.C.C. 4.16.010: services, professional services and~~
171 ~~technical services, except contracts for architecture and engineering services, as well as~~
172 ~~tangible personal property acquired in furtherance of metropolitan functions. The small~~
173 ~~business accelerator shall be available for contracts having an estimated value ((of~~
174 ~~twenty-five thousand dollars or more, where sufficient certified small contractors and~~
175 ~~suppliers are available, and allow businesses certified as small contractors or suppliers~~
176 ~~under K.C.C. 4.19.040 to compete against other certified small contractors and suppliers~~
177 ~~for those county contracts.~~

178 2. The manager shall ensure the following actions are taken:

179 a. ~~development of specifications or a project description in the form of a~~
180 ~~request for proposals or invitation to bid in concert with the requesting department or~~
181 ~~office;~~

182 b. ~~the conduct by the business development and contract compliance section of~~
183 ~~an analysis to determine the availability of at least three or more certified small~~
184 ~~contractors and/or suppliers to provide the goods or services requested; and~~

185 c. ~~if at least three or more certified small contractors or suppliers, or both are~~
186 ~~determined to be available, and the manager determines it in the best interest of the those~~
187 ~~county contracts.~~

188 2. ~~The manager shall ensure the following actions are taken:~~

189 a. ~~development of specifications or a project description in the form of a~~
190 ~~request for proposals or invitation to bid in concert with the requesting department or~~
191 ~~office;~~

192 b. ~~the conduct by the business development and contract compliance section of~~
193 ~~an analysis to determine the availability of at least three or more certified small~~
194 ~~contractors and/or suppliers to provide the goods or services requested; and~~
195 ~~county, the solicitation may be conducted under the small business accelerator among the~~
196 ~~certified small contractors and suppliers;~~

197 3. ~~The manager shall develop written criteria for use in determining which~~
198 ~~written proposals or bids the county shall accept as the basis for recommending contract~~
199 ~~award in consultation with the requesting department or office.~~

200 4. ~~The manager shall advertise publicly at least once, the purpose, scheduled~~
201 ~~date, location and time of a preconference, if applicable, or the name of a contact person~~

202 ~~from whom the specifications or project description shall be available. The purposes of~~
203 ~~the notification are to distribute and discuss the specifications in the form of a request for~~
204 ~~proposal or invitation to bid to certified small contractors and suppliers, and to inform of~~
205 ~~the time and due date for the submission of proposal or bid.~~

206 ~~5. If the county does not receive any responsive and responsible proposals or~~
207 ~~bids from small contractors and suppliers, the manager may cancel the procurement and~~
208 ~~conduct the solicitation again in accordance with the procedures for tangible personal~~
209 ~~property, services, professional or technical services, as described in K.C.C. chapter 4.16.~~

210 ~~6. The manager may reject any or all bids for good cause or request for proposal~~
211 ~~if it is in the best interest of the county.~~

212 ~~E. The administrator shall by June 30 of every year, file, [in the form of a paper~~
213 ~~original and an electronic copy with the clerk of the council, who shall retain the original~~
214 ~~and provide an electronic copy to all councilmembers and the lead staff for the~~
215 ~~government accountability and oversight committee or its successor,] a report to council~~
216 ~~on the progress of the King County contracting opportunities program during the~~
217 ~~previous year, January through December. The report shall include:~~

218 ~~1. The total amounts awarded by contract category;~~

219 ~~2. The total amount awarded by contract category for which an incentive was~~
220 ~~available;~~

221 ~~3. The total amounts awarded to small contractors and suppliers reported by~~
222 ~~contract category and by race and gender, to the extent businesses voluntarily provide this~~
223 ~~race and gender information;~~

224 ~~4. For goods and services contracts, the total amount awarded to small~~
225 ~~contractors and suppliers by race and gender to the extent businesses voluntarily provide~~
226 ~~this race and gender information, for those contractors for which the small contractor or~~
227 ~~supplier was not the low bidder;~~

228 ~~5. For goods and services, the total amount paid by the county;~~

229 ~~6. A listing of all participating small contractors and suppliers by contract~~
230 ~~category, race and gender to the extent businesses voluntarily provide this race and~~
231 ~~gender information, their location by city and ZIP code, and the specific contracts~~
232 ~~including dollar amounts awarded;~~

233 ~~7. A listing of the number of small contractors and suppliers by race and gender;~~
234 ~~to the extent businesses voluntarily provide this race and gender information, in each of~~
235 ~~the following revenue categories that was certified in the program:~~

236 ~~a. for goods and services:~~

237 ~~(1) zero to five hundred thousand dollars;~~

238 ~~(2) five hundred thousand to one million dollars;~~

239 ~~(3) one million to two million dollars; and~~

240 ~~(4) two million dollars to the maximum revenue amount allowed by the~~
241 ~~program rules;~~

242 ~~b. for consulting:~~

243 ~~(1) zero to two hundred fifty thousand dollars;~~

244 ~~(2) two hundred fifty to five hundred thousand dollars;~~

245 ~~(3) five hundred thousand to one million dollars; and~~

246 ~~(4) one million dollars to the maximum revenue amount allowed under the~~
247 ~~program rules;~~

248 ~~e. for construction;~~

249 ~~(1) zero to five hundred thousand dollars;~~
250 ~~(2) five hundred thousand to three million dollars;~~
251 ~~(3) three million to eight million dollars; and~~
252 ~~(4) eight million to the maximum revenue amount allowed under the program~~
253 ~~rules;~~

254 ~~8. A listing of the number of small contractors and suppliers by race and gender,~~
255 ~~to the extent businesses voluntarily provide this race and gender information, in each of~~
256 ~~the following revenue categories that was awarded a contract:~~

257 ~~a. for goods and services:~~

258 ~~(1) zero to five hundred thousand dollars;~~
259 ~~(2) five hundred thousand to one million dollars;~~
260 ~~(3) one million to two million dollars; and~~
261 ~~(4) two million dollars to the maximum revenue amount allowed by the~~
262 ~~program rules;~~

263 ~~b. for consulting:~~

264 ~~(1) zero to two hundred fifty thousand dollars;~~
265 ~~(2) two hundred fifty thousand to five hundred thousand dollars;~~
266 ~~(3) five hundred thousand to one million dollars;~~
267 ~~(4) one million dollars to the maximum revenue amount allowed under the~~
268 ~~program rules;~~

269 ~~e. for construction:~~
270 ~~(1) zero to five hundred thousand dollars;~~
271 ~~(2) five hundred thousand to three million dollars;~~
272 ~~(3) three million to eight million dollars; and~~
273 ~~(4) eight million to the maximum revenue amount allowed under the program~~
274 ~~rules; and~~

275 ~~9. A listing of the number and firm name of certified small contractors and~~
276 ~~suppliers by race and gender, to the extent businesses voluntarily provide this race and~~
277 ~~gender information, awarded contracts through the small business accelerator program~~
278 ~~under subsection D. of this section, by contract category, their location by city and ZIP~~
279 ~~code and the specific contracts including dollar amounts awarded.))~~

280 NEW SECTION. SECTION 16. There is hereby added to the new chapter
281 created under section 1 of this ordinance a new section to read as follows:

282 A. The program is authorized to use a small business accelerator to solicit and
283 award contracts for all county departments and offices in the following areas, as defined
284 in K.C.C. 2.93.030: services, professional services and technical services, except
285 contracts for architecture and engineering services, as well as tangible personal property
286 acquired in furtherance of metropolitan functions. The small business accelerator may
287 only be used for contracts having an estimated value above the formal purchasing
288 threshold as described in RCW 36.32.245, where sufficient certified small contractors
289 and suppliers are available.

290 B. The manager may use the small business accelerator for a contract, but only if
291 the following actions are taken:

292 1. Development of specifications or a project description in the form of a
293 request for proposals or invitation to bid in concert with the requesting department or
294 office;

295 2. An analysis by the business development and contract compliance section
296 determines the availability of at least three small contractors or suppliers to provide the
297 goods or services requested; and

298 3. The manager determines that it is in the best interest of the county to conduct
299 the solicitation under the small business accelerator.

300 C. With the exception that only small contractors and suppliers may apply under
301 this section, the procedures for tangible personal property, services, professional services
302 or technical services, as described in K.C.C. chapter 2.93, apply. However, if the county
303 does not receive any responsive and responsible proposals or bids from small contractors
304 and suppliers, the manager may cancel the procurement and conduct the solicitation again
305 in accordance with the procedures for tangible personal property, services, professional
306 or technical services, as described in K.C.C. chapter 2.93.

307 NEW SECTION. SECTION 17. There is hereby added to the new chapter
308 created in section 1 of this ordinance a new section to read as follows:

309 The manager shall by June 30 of every year, file, in the form of a paper original
310 and an electronic copy with the clerk of the council, who shall retain the original and
311 provide an electronic copy to all councilmembers and the lead staff for the government
312 accountability and oversight committee or its successor, a report to council on the
313 progress of the program during the previous year, January through December. The report
314 shall include:

- 315 A. The total amounts awarded by contract category;
- 316 B. The total amount awarded by contract category for which an incentive was
317 available;
- 318 C. The total amounts awarded to small contractors and suppliers reported by
319 contract category and by race and gender, to the extent businesses voluntarily provide this
320 race and gender information;
- 321 D. For goods and services contracts, the total amount awarded to small
322 contractors and suppliers by race and gender to the extent businesses voluntarily provide
323 this race and gender information, for those contractors for which the small contractor or
324 supplier was not the low bidder;
- 325 E. For goods and services, the total amount paid by the county;
- 326 F. A listing of all participating small contractors and suppliers by contract
327 category, race and gender to the extent businesses voluntarily provide this race and
328 gender information, their location by city and ZIP code, and the specific contracts
329 including dollar amounts awarded;
- 330 G. A listing of the number of small contractors and suppliers by race and gender,
331 to the extent businesses voluntarily provide this race and gender information, in each of
332 the following revenue categories that was certified in the program and, separately, that
333 was awarded a contract:
- 334 1. For goods and services:
- 335 a. zero to five hundred thousand dollars;
- 336 b. five hundred thousand to one million dollars;
- 337 c. one million to two million dollars; and

338 d. two million dollars to the maximum revenue amount allowed by the
339 program rules;

340 2. For consulting:

341 a. zero to two hundred fifty thousand dollars;

342 b. two hundred fifty thousand to five hundred thousand dollars;

343 c. five hundred thousand to one million dollars; and

344 d. one million dollars to the maximum revenue amount allowed under the
345 program rules;

346 3. For construction:

347 a. zero to five hundred thousand dollars;

348 b. five hundred thousand to three million dollars;

349 c. three million to eight million dollars; and

350 d. eight million dollars to the maximum revenue amount allowed under the
351 program rules; and

352 H. A listing of the number and firm name of certified small contractors and
353 suppliers by race and gender, to the extent businesses voluntarily provide this race and
354 gender information, awarded contracts through the small business accelerator program
355 under K.C.C. 4.19.070.C., as recodified by this ordinance, by contract category, their
356 location by city and ZIP code and the specific contracts including dollar amounts
357 awarded.

358 SECTION 18. K.C.C. 4.19.080, as amended by this ordinance, is hereby
359 recodified as a new section in the new chapter created under section 1 of this ordinance.

360 SECTION 19. Ordinance 13983, Section 8, as amended, and K.C.C. 4.19.080 are
361 each hereby amended to read as follows:

362 A person who violates this chapter or the rules adopted under this chapter or who
363 fails to comply with representations or commitments made to receive a benefit or qualify
364 for an incentive under the King County contracting opportunities program is subject to
365 sanctions including but not limited to: liquidated damages; withholding of funds; a civil
366 fine or penalty; and disqualification from eligibility for bidding on or entering into or
367 participating, as a subcontractor or in any other manner, in a contract with the county for
368 a period not to exceed five years. If imposing sanctions, the ((~~administrator~~)) manager
369 shall: set forth the sanctions to be imposed and the reasons for the imposition in a written
370 order; promptly furnish a copy of the order to the contract awarding authority or contract
371 administering authority; and mail a copy of the order by certified mail, return receipt
372 requested, to the person being sanctioned.

373 SECTION 20. K.C.C. 4.19.090, as amended by this ordinance, is hereby
374 recodified as a new section in the new chapter created under section 1 of this ordinance.

375 SECTION 21. Ordinance 13983, Section 9, as amended, and K.C.C. 4.19.090 are
376 each hereby amended to read as follows:

377 A person against whom the ((~~administrator~~)) manager under this chapter imposes
378 sanctions may appeal within fifteen days from the date the ((~~administrator's~~)) manager's
379 decision is mailed to the person being sanctioned, by filing a notice of appeal with the
380 office of the hearing examiner. Within forty-five days after receiving the notice of
381 appeal, the hearing examiner shall convene the appeal hearing. The hearing examiner
382 shall provide written notice of the hearing date ((~~given~~)), location and time to the

383 appellant and to the department of executive services, finance and business operations
384 division, at least thirty days before the hearing. Within thirty days after conclusion of the
385 appeal hearing, the hearing examiner presiding at the hearing shall prepare a written
386 decision and order. The final decision shall be filed by the hearing examiner as a public
387 record with the county clerk, recorder's office, and copies of the final decision mailed to
388 each party of record and to the ~~((administrator))~~ manager.

389 SECTION 22. K.C.C. 4.18.170, as amended by this ordinance, is hereby
390 recodified as a new section in the new chapter created under section 1 of this ordinance.

391 SECTION 23. Ordinance 12026, Section 13, and K.C.C. 4.18.170 are each
392 hereby amended to read as follows:

393 In order to secure financial assistance from federal and state agencies, the
394 ~~((administrator))~~ manager shall provide for the participation of minority, women and
395 disadvantaged businesses ~~((pursuant to))~~ in accordance with regulations and requirements
396 imposed by ~~((such))~~ the federal and state agencies. The ~~((administrator))~~ manager may
397 ~~((issue))~~ adopt rules and procedures and take steps necessary to implement and comply
398 with applicable federal and state laws and regulations, including the establishment of
399 annual goals and contract goals for minority, women and disadvantaged businesses.

400 SECTION 24. K.C.C. 4.19.100, as amended by this ordinance, is hereby
401 recodified as a new section in the new chapter created under section 1 of this ordinance.

402 SECTION 25. Ordinance 13983, Section 10, as amended, and K.C.C. 4.19.100
403 are each hereby amended to read as follows:

404 The executive shall adopt rules to implement this chapter, ~~((the council must~~
405 ~~approve them before they become effective))~~ in accordance with K.C.C. chapter 2.98.

406 SECTION 26. Section 27 of this ordinance takes effect one hundred eighty days
407 after the enactment date of this ordinance.

408 SECTION 27. Ordinance 15703, Section 3, and K.C.C. 4.19.110 are each hereby
409 repealed.

410 SECTION 28. The following are each hereby repealed:

411 A. Ordinance 9609, Section 3B, and K.C.C. 4.18.007;

412 B. Ordinance 12026, Section 2, and K.C.C. 4.18.010;

413 C. Ordinance 12026, Section 3, and K.C.C. 4.18.020; .

414 D. Ordinance 12026, Section 4, and K.C.C. 4.18.030;

415 E. Ordinance 12026, Section 5, and K.C.C. 4.18.040;

416 F. Ordinance 12026, Section 6, and K.C.C. 4.18.050;

417 G. Ordinance 12026, Section 7, as amended, and K.C.C. 4.18.060;

418 H. Ordinance 12026, Section 8, and K.C.C. 4.18.070;

419 I. Ordinance 12026, Section 9, as amended, and K.C.C. 4.18.080;

420 J. Ordinance 12026, Section 10, and K.C.C. 4.18.090;

421 K. Ordinance 12026, Section 11, and K.C.C. 4.18.095;

422 L. Ordinance 12026, Section 12, and K.C.C. 4.18.100;

423 M. Ordinance 5983, Section 11, as amended, and K.C.C. 4.18.110;

424 N. Ordinance 5983, Section 13, as amended, and K.C.C. 4.18.120;

425 O. Ordinance 12026, Section 13, and K.C.C. 4.18.150; and

426 P. Ordinance 12026, Section 14, and K.C.C. 4.18.160.

427

Ordinance 17652 was introduced on and passed by the Metropolitan King County Council on 9/9/2013, by the following vote:

Yes: 8 - Mr. Phillips, Mr. von Reichbauer, Ms. Hague, Ms. Patterson, Ms. Lambert, Mr. Dunn, Mr. McDermott and Mr. Dembowski

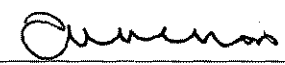
No: 0

Excused: 1 - Mr. Gossett

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON



Larry Gossett, Chair

ATTEST:



Anne Noris, Clerk of the Council

APPROVED this 18 day of SEPTEMBER 2013.



Dow Constantine, County Executive

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Attachments: None