

2017-0450 V2 PRIORITY HIRE | AMENDMENT MATRIX

FOR ACTION AT COUNCIL MARCH 5, 2018

18672

13

Number	Sponsor	Page/Line	Content
1a	Balducci (CB-1)	4/74	CHANGE PRIORITY HIRE WORKER DEFINITION Anyone in economically distressed area PLUS individuals who are 25+ with no college degree AND have income at or below 200% of poverty
1b	Balducci (CB-4)	4/74	CHANGE PRIORITY HIRE WORKER DEFINITION Anyone in economically distressed area PLUS individuals who are being served by an organization that serves people who are living in poverty, unemployed, or lacking educational opportunities
2	Dembowski (RD-3)	5/115	CORE WORKERS Would REMOVE the provisions that would have allowed subcontractors to have five or more core workers. These provisions were added by amendment at the February 20 TrEE Committee meeting.
3	Lambert (KL-2)	6/122	PROJECT SIZE Change eligible project size to \$25M (from \$15M) and require approval by ordinance to lower project size
4	Lambert (KL-5)	9/213	PREFERRED ENTRY 20% REQUIREMENT Would allow for flexibility from the 20% preferred entry candidate requirement for trades that cannot provide that level of preferred entry candidate.
5	Lambert (KL-3)	10/222 (after 222)	WAIVER FROM DUAL BENEFIT TRUST PAYMENTS Would require the Master CWA to provide for a waiver for small contractors from union trust fund payments if they already offer benefits to their employees
6	Lambert (KL-1)	10/231	MASTER CWA NOTICE TO COUNCIL Requires that when Master CWA is completed it is transmitted to Council Clerk and all Councilmembers, not just to Council Chair
7	Balducci Lambert (RPT-1)	14/333	REPORTING: PRIORITY HIRE IMPACTS Would require reporting about participation in the priority hire program and barriers experienced in that participation by women-owned and minority-owned businesses, open shop contractors, and small contractors. This information would be incorporated into the County's contracting opportunities program annual report.
T1			Needed for Amendment 7

1a

3/5/18

CB-1 to V2

Change definition of priority hire
worker to include no college and
200% poverty

[mb]

Sponsor: Balducci

Proposed No.: 2017-0450.2

1 **AMENDMENT TO PROPOSED ORDINANCE 2017-0450, VERSION 2**

2 On page 4, line 74, after "attainment." insert "In addition, all areas of King County have
3 people in economic distress."

4 On page 4, line 79, after "economically distressed" insert ", and also to provide
5 opportunities for individuals in economic distress to achieve skilled employment
6 opportunities"

7 On page 4, line 92, after "veterans" insert ", individuals in economic distress"

8 On page 8, line 181, after "distressed area" insert "or is at least twenty-five years old and
9 does not have a college degree and has an income at or below two hundred percent of the
10 federal poverty level"

11

12 ***EFFECT: Would expand the definition of "priority hire worker" to include individuals***
13 ***who are 25 or older and do not have a college degree AND who have income at or***
14 ***below 200 percent of the federal poverty level. This would be in addition to individuals***
15 ***who live in an economically distressed area, thereby opening the priority hire***
16 ***opportunity to people who meet the income/college criteria.***

CB WD
in favor
6.1

1b

3/5/18

CB-4 to V2

Change definition of priority hire worker to include people served by organizations

Sponsor: Balducci

[mb]

Proposed No.: 2017-0450.2

1 **AMENDMENT TO PROPOSED ORDINANCE 2017-0450, VERSION 2**

2 On page 4, line 74, after "attainment." insert "In addition, all areas of King County have
3 people in economic distress and many people in economic distress receive services from
4 organizations dedicated to serving people in need."

5 On page 4, line 79, after "economically distressed" insert ", and also to provide
6 opportunities for individuals in economic distress to achieve skilled employment
7 opportunities"

8 On page 4, line 92, after "veterans" insert ", individuals in economic distress"

9 On page 8, line 181, after "distressed area" insert "or is being served by an organization
10 that serves people who are living in poverty, unemployed or lacking educational
11 opportunities"

12

13 ***EFFECT: Would expand the definition of "priority hire worker" to include individuals***
14 ***who are referred by an organization that serves people who are living in poverty, or***
15 ***unemployed or are lacking educational opportunities.***

CBWD
in favor
6.1

2

3/5/18

RD-3 to V2

Remove core worker provision that was added at TrEE meeting

[mb]

Sponsor: Dembowski

Proposed No.: 2017-0450

1 **AMENDMENT TO PROPOSED ORDINANCE 2017-0450, VERSION 2**

2 On page 5, delete lines 115 through 120

3 Renumber the remaining subsections consecutively and correct any internal references
4 accordingly.

5 On page 9, delete lines 214 through 216

6 Renumber the remaining subsections consecutively and correct any internal references
7 accordingly.

8 **EFFECT:** *Would remove the provisions for the inclusion of core workers that were*
9 *added as part of the deliberations at the TrEE Committee.*

RD1 →
comes

3

3/5/18

KL-2 to V2

Add \$25M project size and ordinance to change

Sponsor: Lambert

[mb]

Proposed No.: 2017-0450.2

1 **AMENDMENT TO PROPOSED ORDINANCE 2017-0450, VERSION 2**

2 On page 6, line 122, after "to equal" delete "fifteen" and insert "twenty-five"

3 On page 6, beginning on line 123, after "the executive," delete "upon enactment of this
4 ordinance. This threshold of fifteen million dollars may be lowered to five million
5 dollars by December 31, 2020, at the discretion of the executive." and insert "with
6 approval by ordinance."

7 **EFFECT:** *Would make the size for priority hire projects \$25 million (up from the \$15
8 million in the proposed ordinance) and would require approval by ordinance to change
9 that project size (in the proposed ordinance, the Executive can lower the project size to
10 \$5 million by 2020).*

KL →
not adopted

4

3/5/18

KL-5 to V2

Preferred entry flexibility

[mb]

Sponsor: Lambert

Proposed No.: 2017-0450.2

1 **AMENDMENT TO PROPOSED ORDINANCE 2017-0450, VERSION 2**

2 On page 9, line 213, after "preferred entry candidates" insert ", with separate
3 requirements to be negotiated in the case of trades that cannot provide that level of
4 preferred entry candidates"

5

6 ***EFFECT: Would allow for flexibility from the 20% preferred entry candidate***
7 ***requirement for trades that cannot provide that level of preferred entry candidate.***

KL →
not adopted

5

3/5/18

KL-3 to Version 2

Waiver from dual benefit trust fund payments

[mb, hp]

Sponsor: Lambert

Proposed No.: 2017-0450.2

1 **AMENDMENT TO PROPOSED ORDINANCE 2017-0450, VERSION 2**

2 On page 10, after line 222, insert:

3 "6. Provide for a waiver for women-owned or minority-owned businesses, small
4 contractor and supplier firms and open shop contractors from the requirement to make payments
5 to the union trust fund on behalf of their employees if those businesses provide similar benefit
6 funds that provide immediate benefit to their employees;"

7 Renumber the remaining subsections consecutively and correct any internal references
8 accordingly.

9 **EFFECT:** *The amendment would require that the Master CWA provide a waiver for*
10 *small businesses from contributing to the union trust fund if they are already providing*
11 *benefits to their employees.*

12

KL →
does not carry

6

3/5/18

KL-1 to Version 2

Clarifies that notice of Master CWA must go to Clerk and all Councilmembers

[mb, hp]

Sponsor: Lambert

Proposed No.: 2017-0450.2

1 **AMENDMENT TO PROPOSED ORDINANCE 2017-0450, VERSION 2**

2 On page 10, at the beginning of line 231, delete "provide an electronic copy to the chair
3 of the King County council" and insert "provide a copy of the master community
4 workforce agreement in the form of a paper original and an electronic copy to the clerk of
5 the council, who shall retain the original and provide an electronic copy to all
6 councilmembers, the council chief of staff and the lead staff for the transportation,
7 economy and environment committee, or its successor"

8 **EFFECT:** *The amendment would clarify that notice of the Master CWA must be
9 provided to the Clerk all members of the Council, and key staff, not just the Chair.*

10

KL →
carries

6.1

3/5/18
CB to V2
Pilot program for people served by organizations

[mb] Sponsor: Balducci
Proposed No.: 2017-0450.2

1 **AMENDMENT TO PROPOSED ORDINANCE 2017-0450, VERSION 2**

2 On page 11, after line 265, insert:

3 "5. Within one year after adoption of the master community workforce
4 agreement, develop a pilot program to include as eligible for the priority hire program
5 individuals who are being served by an organization that serves people who are living in
6 poverty, unemployed or lacking educational opportunities;"

7 Renumber the remaining subsections consecutively and correct any internal references
8 accordingly.

9 **EFFECT:** *Would require a pilot program to expand the definition of "priority hire
10 worker" to include individuals who are referred by an organization that serves people
11 who are living in poverty, or unemployed or are lacking educational opportunities.*

CB →
carries

7

3/5/18

RPT-1 to V2

Adds reporting elements to the Contracting Opportunities Program Annual Report

[mb]

Sponsor: Balducci, Lambert

Proposed No.: 2017-0450.2

1 **AMENDMENT TO PROPOSED ORDINANCE 2017-0450, VERSION 2**

2 On page 14, after line 333 insert:

3 "C. The manager shall also submit an annual report to the executive detailing the
4 barriers and impacts on women-owned and minority-owned businesses, open shop
5 contractors and small contractors and suppliers when evaluating the priority hire program
6 under section 6 of this ordinance. The report shall be incorporated into the annual
7 contracting opportunities program report required under K.C.C. 2.97.090."

8 Renumber the remaining subsections consecutively and correct any internal references
9 accordingly.

10 On page 14, after line 335, insert:

11 "SECTION 7. Ordinance 17652, Section 16, and K.C.C. 2.97.090 are hereby
12 amended to read as follows:

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

CB → carries

19 A. The total amounts awarded by contract category, identifying contracts
20 completed for covered projects under the priority hire program under K.C.C. chapter
21 12.XX (the chapter created under section 1 of this ordinance);

22 B. The total amount awarded by contract category for which an incentive was
23 available;

24 C. The total amounts awarded to small contractors and suppliers reported by
25 contract category and by race and gender, to the extent businesses voluntarily provide this
26 race and gender information;

27 D. For goods and services contracts, the total amount awarded to small
28 contractors and suppliers by race and gender to the extent businesses voluntarily provide
29 this race and gender information, for those contractors for which the small contractor or
30 supplier was not the low bidder;

31 E. For goods and services, the total amount paid by the county;

32 F. A listing of all participating small contractors and suppliers by contract
33 category, race and gender to the extent businesses voluntarily provide this race and
34 gender information, their location by city and ZIP code, and the specific contracts
35 including dollar amounts awarded;

36 G. A listing of the number of small contractors and suppliers by race and gender,
37 to the extent businesses voluntarily provide this race and gender information, in each of
38 the following revenue categories that was certified in the program and, separately, that
39 was awarded a contract:

40 1. For goods and services:

41 a. zero to five hundred thousand dollars;

- 42 b. five hundred thousand to one million dollars;
- 43 c. one million to two million dollars; and
- 44 d. two million dollars to the maximum revenue amount allowed by the
- 45 program rules;

46 2. For consulting:

- 47 a. zero to two hundred fifty thousand dollars;
- 48 b. two hundred fifty thousand to five hundred thousand dollars;
- 49 c. five hundred thousand to one million dollars; and
- 50 d. one million dollars to the maximum revenue amount allowed under the
- 51 program rules;

52 3. For construction:

- 53 a. zero to five hundred thousand dollars;
- 54 b. five hundred thousand to three million dollars;
- 55 c. three million to eight million dollars; and
- 56 d. eight million dollars to the maximum revenue amount allowed under the
- 57 program rules; ~~((and))~~

58 H. A listing of the number and firm name of certified small contractors and
59 suppliers by race and gender, to the extent businesses voluntarily provide this race and
60 gender information, awarded contracts through the small business accelerator program
61 under K.C.C. 2.97.070.C. by contract category, their location by city and ZIP code and
62 the specific contracts including dollar amounts awarded; and

63 I. Information about the priority hire program, including:

64 1. Contracts completed under the priority hire program by women-owned and
65 minority-owned businesses, open shop contractors and small contractors and suppliers;

66 2. A description of barriers encountered by women-owned and minority-owned
67 businesses, open shop contractors and small contractors and suppliers that participate or
68 attempt to participate in the priority hire program;

69 3. The share of work on priority hire contracts that was awarded to women-
70 owned and minority-owned businesses, open shop contractors and small contractors and
71 suppliers;

72 4. Changes to the bid response rate as compared to the period prior to the
73 institution of the priority hire program;

74 5. Changes in prime contractor bid prices as compared to the period prior to the
75 institution of the priority hire program; and

76 6. Administrative costs for the division related to the priority hire program."

77 Renumber the remaining sections consecutively and correct any internal references
78 accordingly.

79 On page 15, line 347, after "trade and craft category," insert "home ZIP codes for priority
80 hire workers."

81 **EFFECT:** *The amendment would add information about home ZIP codes for priority*
82 *hire workers to the annual apprenticeship report.*

83 *It would also require the Executive to report information about the priority hire*
84 *program, including total contracts awarded under the program, the barriers*
85 *experienced by women-owned and minority-owned businesses, open shop contractors,*
86 *and small contractors and suppliers that participate (or attempt to participate) in the*

87 *program, the share of work awarded to these businesses, and overarching information*
88 *about bid rate and bid prices under the program, as well as FBOD administrative costs*
89 *for the program.*

90

4.3

3/5/18

Dunn to V2

WMBE/open/SCS exemptions

[mb]

Sponsor: Dunn

Proposed No.: 2017-0450.2

1 **AMENDMENT TO PROPOSED ORDINANCE 2017-0450, VERSION 2**

2 On page 10, line 222, after "union apprentices" insert ". The provisions may include an
3 exemption from community workforce agreement requirements for contracts on a
4 covered project of less than one hundred thousand dollars or an exemption from
5 community workforce agreement requirements for women-owned or minority-owned
6 businesses, open shop contractors or small contractors and suppliers"

7

8 ***EFFECT: Would allow FBOD to incorporate provisions to assist women-owned or***
9 ***minority-owned businesses, open shop contractors and small contractors and suppliers***
10 ***through provisions such as an exemption from CWA requirements for contracts of***
11 ***\$100,000 or less.***

RD →
fails

T1

3/5/18

Title amendment needed for
Amendment 7

[HP] Sponsor: Balducci, Lambert
Proposed No.: 2017-0450.2

1 **TITLE AMENDMENT TO PROPOSED ORDINANCE 2017-0450, VERSION 2**

2 On page 1, beginning on line 1, strike everything through page 1, line 8

3 and insert:

4 "AN ORDINANCE relating to county public works
5 projects; creating a county priority hire program;
6 authorizing the finance and business operations division of
7 the department of executive services to implement and
8 administer the priority hire program; incorporating
9 reporting for the priority hire program into the Contracting
10 Opportunities Program Report and the Apprenticeship
11 Annual Report; amending Ordinance 17652, Section 16,
12 as amended, and K.C.C. 2.97.090; amending Ordinance
13 12787, Section 6, as amended, and K.C.C. 12.16.175 and
14 adding a new chapter to K.C.C. Title 12."

15 **EFFECT: *To conform with amendment adding a new code section to the ordinance***

CB →
adopted