

December 31, 1996

Introduced By: LOUISE MILLER

Proposed No.: 97-006

MOTION NO. **10041**

A MOTION waiving the requirements for competitive bidding or formal solicitation and Minority and Women's Business Enterprises requirements, for repairs to protect life and property threatened by the emergency conditions cited in the Local Proclamation of Emergency issued by the King County Executive.

WHEREAS, the King County Executive issued a Local Proclamation of Emergency effective December 26, 1996, pursuant to RCW 38.52 and KCC 12.52, and attached hereto and by this reference made a part hereof, and the council acknowledges receipt of the local proclamation of emergency, and

WHEREAS, weather conditions consisting of heavy snowfall followed by heavy/freezing rain caused power outages, disruption of transportation routes, and flood conditions in King County, and

WHEREAS, persons and property have been and will be damaged unless further efforts are taken to reduce the potential threat to life and property, and

WHEREAS, repair work to county roads and other county facilities must begin immediately to minimize the potential risk of personal injury and property damage, and

WHEREAS, the non-emergency requirements of KCC 4.16 relating to the county's lease or purchase of tangible personal property or services, contracts for public works as defined by RCW 39.04.010, the selection and award of professional and/or technical service consultant contracts, including contracting on a competitive basis for public works contracts, leases or purchase of supplies, materials and equipment pursuant to RCW Chapter 36.32, and compliance with Minority and Women's Business Enterprises pursuant to KCC 4.18, 12.16 and 12.18 must be waived in order to prevent delay in beginning such repair work;

1 NOW THEREFORE, BE IT MOVED by the council of King County:

2 A. The non-emergency requirements of KCC 4.16 relating to the county's lease or purchase
3 of tangible personal property or services, contracts for public works as defined by RCW 39.04.010,
4 the selection and award of professional and/or technical service consultant contracts, including
5 contracting on a competitive basis for public works contracts, leases or purchase of supplies,
6 materials and equipment pursuant to RCW Chapter 36.32 for emergency repair, restoration and relief
7 work exceeding a combined value of \$250,000 are hereby waived.

8 B. The non-emergency Minority and Women's Business Enterprises requirements pursuant
9 to KCC 4.18, 12.16 and 12.18 are hereby waived as to the individual project contracts, provided that
10 the emergency waiver of the requirements of KCC 4.18, 12.16 and 12.18 pursuant to this motion
11 shall not amend the annual utilization goals unless the emergency makes it impossible to achieve the
12 annual utilization goals.

13 PASSED by a vote of 11 to 0 this 6th day
14 of January, 1997.

15 KING COUNTY COUNCIL
16 KING COUNTY, WASHINGTON

17
18 Jane Hague
19
20 Chair

21
22 ATTEST:

23
24 Gerald A. Peterson
25
26 Clerk of the Council

27
28 Attachment:

29 A. Local Proclamation of Emergency
30
31

**10041**

King County Executive
GARY LOCKE

LOCAL PROCLAMATION OF EMERGENCY
KING COUNTY

WHEREAS, the King County Office of Emergency Management has reported to the King County Executive, beginning December 26, 1996, unusual weather conditions consisting of heavy snowfall followed by heavy rain, causing a disaster by creating power outages and transportation route disruption, in King County; and

WHEREAS, additional moisture may cause urban and river flooding, and

WHEREAS, the county transit system and transportation routes have been severely disrupted, and

WHEREAS, extensive damage has and may occur to King County facilities, private homes, businesses and farmlands; and

WHEREAS, persons and property are and will be threatened and damaged unless further efforts are taken to reduce the threat to life and property; and

WHEREAS, this disaster is causing an undesignated amount of damage; and

WHEREAS, the severity and magnitude of this disaster is beyond the response and recovery capability of local resources; and

WHEREAS, there is an emergency present which necessitates activation of the King County Emergency Operations Plan and utilization of emergency powers granted pursuant to RCW Chapter 38.52. and K.C.C. Chapter 12.52, therefore.

BE IT PROCLAIMED BY THE KING COUNTY EXECUTIVE, GARY LOCKE.

SECTION 1

That it is hereby declared that there is an emergency due to severe winter weather conditions in King County and the incorporated cities within King County; therefore designated departments of King County are authorized to enter into contract and incur obligations necessary to combat such emergency to protect and provide emergency assistance to victims of such disaster.

10041

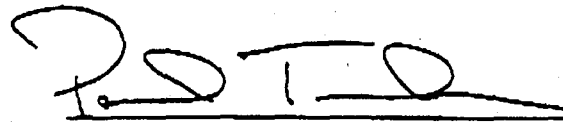
page 2

Emergency Proclamation

SECTION 2

Each designated department is authorized to exercise the powers vested under Section 1 of this document in light of the exigencies of an extreme emergency situation which regard to time consuming procedures and formalities prescribed by law (excepting mandatory constitutional requirements).

DATED this 29th day of December, 1996.



GARY LOCKE, King County Executive
State of Washington

Deputy Executive
for