



**KING COUNTY**

1200 King County Courthouse  
516 Third Avenue  
Seattle, WA 98104

**Signature Report**

**January 12, 2009**

**Motion 12912**

**Proposed No.** 2009-0036.1

**Sponsors** Lambert

1           A MOTION waiving the requirements for competitive  
2           bidding or formal solicitation and minority and women's  
3           business enterprises requirements, for repairs to protect life  
4           and property threatened by the emergency conditions cited in  
5           the Local Proclamation of Emergency issued by the King  
6           County executive January 8, 2009.

7  
8           WHEREAS, hazardous weather conditions consisting of heavy rainfall,  
9           widespread flooding and landslides that began on January 7, 2008, are creating dangerous  
10          road conditions and posing a risk to public property and facilities, and

11          WHEREAS, persons and property have been and will be adversely affected  
12          throughout King County unless further efforts are taken to reduce the potential threat to life  
13          and public property, and

14          WHEREAS, emergency measures to clear county roads and protect other public  
15          facilities must begin immediately to minimize the potential risk of personal injury and  
16          property damage, and

17 WHEREAS, the nonemergency requirements of K.C.C. chapter 4.16 relating to the  
18 county's lease or purchase of tangible personal property or services, contracts for public  
19 works as defined by RCW 39.04.010 or to the selection and award of professional and/or  
20 technical service consultant contracts; including contracting on a competitive basis for  
21 public works contracts, leases or purchase of supplies, materials and equipment pursuant to  
22 chapter 36.32 RCW and compliance with minority and women's business enterprises  
23 requirements pursuant to K.C.C. chapters 4.18, 12.16 and 12.18 for such repairs must be  
24 waived in order to prevent delay in beginning the repair work;

25 NOW, THEREFORE, BE IT MOVED by the Council of King County:

26 A. The nonemergency requirements of K.C.C. chapter 4.16 relating to the county's  
27 lease or purchase of tangible personal property or services, contracts for public works as  
28 defined by RCW 39.04.010, or to the selection and award of professional and/or technical  
29 service consultant contracts; including contracting on a competitive basis for public works  
30 contracts, leases or purchase of supplies, materials and equipment pursuant to chapter  
31 36.32 RCW for emergency repair, restoration or relief work, in order to prevent delay in  
32 beginning the work, are hereby waived.

33 B. The nonemergency minority and women's business enterprises requirements  
34 pursuant to K.C.C. chapters 4.18, 12.16 and 12.18 are hereby waived as to the individual  
35 project contracts, provided that the emergency waiver of the requirements of K.C.C.  
36 chapters 4.18, 12.16 and 12.18 pursuant to this motion shall not amend the annual  
37 utilization goals unless the emergency makes it impossible to achieve the annual utilization  
38 goals.

39 C. This waiver of requirements for competitive bidding or formal solicitation and  
40 minority and women's business enterprises requirements expires March 16, 2009.

41

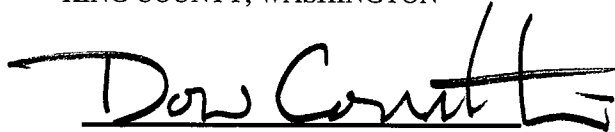
Motion 12912 was introduced on 1/12/2009 and passed by the Metropolitan King County Council on 1/12/2009, by the following vote:

Yes: 7 - Ms. Patterson, Mr. Constantine, Ms. Lambert, Mr. Ferguson, Mr. Gossett, Mr. Phillips and Ms. Hague

No: 0

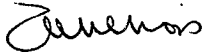
Excused: 2 - Mr. Dunn and Mr. von Reichbauer

KING COUNTY COUNCIL  
KING COUNTY, WASHINGTON



Dow Constantine, Chair

ATTEST:



Anne Noris, Clerk of the Council

**Attachments** A. King County Local Proclamation of Emergency--King County



**King County**

## **LOCAL PROCLAMATION OF EMERGENCY KING COUNTY**

**WHEREAS**, the King County Office of Emergency Management has reported to the King County Executive that severe flooding and landslides have impacted the King County region since January 7, 2009, causing significant damage to King County government departments and infrastructure as well as cities, special purpose districts and infrastructures; and

**WHEREAS**, persons and property are threatened with injury and damage 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 Management Plan and utilization of emergency powers granted pursuant to RCW Chapter 38.52. and K.C.C. Chapter 12.52; and

**WHEREAS**, the emergency may require emergency purchases by King County and the waiver of public procurement processes as described under K.C.C. Chapter 4.16.050, therefore

**NOW, THEREFORE, BE IT PROCLAIMED BY THE KING COUNTY EXECUTIVE,  
RON SIMS**

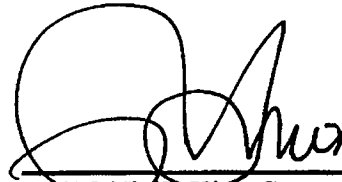
### **SECTION 1**

That it is hereby declared that there is an emergency due to severe flooding and other secondary hazards affecting King County; therefore designated departments of King County are authorized to enter into contracts and incur obligations necessary to combat such emergency to protect and provide emergency assistance to victims of such emergency.

**SECTION 2**

Each designated department is authorized to exercise the powers vested under Section 1 of this Resolution in light of the exigencies of an emergency situation without regard to time consuming procedures and formalities prescribed by law (excepting mandatory constitutional requirements).

**DATED this 8th day of January, 2009**

A handwritten signature in black ink, appearing to read "Ron Sims", written over a horizontal line.

**RON SIMS, King County Executive  
State of Washington**