

Brian Derdowski
Bruce Laing
Cynthia Sullivan
Greg Nickels
Maggi Fimia
Larry Gossett

November 27, 1995

Introduced By:

Larry Gossett

cvrts/de 12/11/95 clerk

Proposed No.:

95-387

ORDINANCE NO. **12058**

AN ORDINANCE relating to the establishment of a civil rights commission for King County, amending Ordinance 2647, sections 3-5, and 7-8, as amended, and K.C.C. 3.10.010 -.030., .050 -.060; repealing and replacing Ordinance 2647, section 6, and K.C.C.3.10.040; amending Ordinance 6891, section 4 and K.C.C. 3.10.070; repealing Ordinance 10849, section 17, Ordinance 9383, sections 2-5 and K.C.C. 12.16.145; and adding a new section K.C.C. 3.10.

BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

SECTION 1. Ordinance 2647, Section 3, and K.C.C.

3.10.010 are hereby amended to read as follows:

Creation. There is hereby created a King County

~~((affirmative action committee))~~ civil rights commission.

referred to in this chapter as the ~~((committee))~~ commission.

SECTION 2. Ordinance 2647, Section 4, as amended, and

K.C.C. 3.10.020 are hereby amended to read as follows:

Composition. The ~~((affirmative action committee))~~ civil

rights commission shall be composed of ~~((twelve))~~ sixteen

~~'~~individuals, ~~((nine of whom))~~ who shall be appointed by the

county executive and confirmed by the county council to

three-year terms or until their successor is appointed and

confirmed. These ~~((nine))~~ sixteen members shall be

~~((representative of the populations served by the affirmative~~

1 ~~action program and shall reflect a geographical balance~~
2 ~~throughout the county)) appointed in the following manner:~~

3 A. Thirteen members shall be appointed to positions
4 numbered one through thirteen (1-13) to correspond with the
5 council district number from which the commission member is
6 nominated. A candidate for each position must be recommended
7 by the councilmember representing the council district with
8 the corresponding number. If the executive does not appoint
9 the person recommended by the councilmember, the executive
10 shall request the councilmember recommend another person.

11 B. Three members shall be appointed by the executive
12 and serve at-large. ((The initial term of appointment shall
13 be established by lot.)) ((Three)) Five members shall serve

14 one year; ((three)) six members shall serve two years; and

15 ((three)) five members shall serve three years. ((The

16 ~~remaining three members shall be a Councilmember, appointed~~

17 ~~by the council, the deputy county executive, and the director~~

18 ~~of the personnel department.))~~

19 C. Officers shall be elected annually from the voting
20 body of members as follows: chair, vice chair and secretary.
21 Members of the affirmative action committee duly appointed as
22 of October 1, 1995 may continue to serve out their terms on
23 the civil rights commission until a successor is appointed
24 and confirmed. Members of the affirmative action committee
25 may be considered for reappointment as members of the civil
26 rights commission as specified in this section.

27 SECTION 3. Ordinance 2647, section 5, as amended, and
28 K.C.C. 3.10.030 are hereby amended to read as follows:

29 Purpose and functions. The ((committee)) commission
30 shall serve in an advisory capacity to the county executive

1 and the council on matters concerning affirmative action,
2 disability access, equal employment opportunity, contract
3 compliance, fair housing, ((and)) minority/women business,
4 and public accommodations to ensure the consistent
5 application of all county ordinances, rules and regulations
6 concerning ((affirmative action)) these programs. The powers
7 of the commission shall be advisory only, and when the
8 commission is granted authority to review, monitor, lead,
9 report, identify, assess, evaluate, adopt, or perform, such
10 actions shall be consistent with, and strictly limited to,
11 offering advice and recommendations to the county executive
12 and the county council. The functions of the ((committee))
13 commission shall include, but not be limited to the
14 following:

15 A. Review the affirmative action plan ((K.C.C. 12.16))
16 and make recommendations concerning its adoption and
17 subsequent amendment to the county executive.

18 B. ((Review and provide comment on the affirmative
19 action program policies, standard operating procedures and
20 amendments to ordinances.)) Monitor and review the
21 implementation of civil rights ordinances and policies to
22 determine compliance and effectiveness.

23 C. ((Review and provide comments on all progress reports
24 prepared by the affirmative action program.)) Propose
25 legislation to the county council.

26 D. Take a strong leadership role in raising community
27 awareness and involvement on civil rights issues.

28 E. Review civil rights issues brought to the commission
29 by concerned individuals or groups. Requests for review of

1 civil rights issues shall follow the procedure set out in
2 Section 4, paragraphs B through E.

3 E. Report to the county council committee-of-the-whole
4 semi-annually((.)) ; provided that the civil rights
5 commission shall, prior to July 1, 1996, carry out the
6 following tasks:

7 1. Identify the goals, program components and
8 characteristics and anticipated outcomes resulting from the
9 county's civil rights policies, taking into consideration the
10 limitations placed upon such polices by recent court
11 decisions;

12 2. Assess community needs and issues with respect to
13 civil rights, including unincorporated King County, taking
14 into consideration the fact that King County has consistently
15 met or exceeded affirmative action goals in most categories;

16 3. Evaluate and make recommendations on the
17 organizational structure, program resources, goals and
18 objectives, and program polices necessary to address needs
19 and issues and achieve an updated civil rights program;

20 4. The commission shall submit its report to the
21 executive. The executive shall review the report and submit
22 it, with his recommendations and implementation plans to the
23 King County council.

24 SECTION 4. Ordinance 2647, Section 6, and K.C.C.
25 3.10.040 are hereby repealed and replaced with the following:

26 Review Process. A. Any person who has filed a complaint
27 under the minority/women's business ordinance, K.C.C. 4.18;
28 or the contract compliance ordinance, K.C.C. 12.16; and who
29 disagrees with a finding of no reasonable cause issued in the
30 case by the minority and women's business enterprises and

1 contract compliance division or under the Fair Employment
2 Ordinance, K.C.C. 12.18, the Fair Housing Ordinance, K.C.C.
3 12.20, or the public accommodations ordinance, K.C.C. 12.22,
4 and who disagrees with a finding of no reasonable cause
5 issued in the case by the department of information and
6 administrative services, and who has requested
7 reconsideration of the finding which has been denied, may
8 request that the commission review the procedures and
9 processes utilized by the minority and women's business
10 enterprises and contract compliance division or department of
11 information and administrative services, as appropriate.

12 B. Requests for review shall be in writing addressed to
13 the King County Civil Rights Commission, in care of the
14 minority and women's business enterprises and contract
15 compliance division or department of information and
16 administrative services, as appropriate.

17 C. Requests for review shall be granted in accordance
18 with the purposes of the commission and such rules as are
19 adopted by the commission.

20 D. In conducting its reviews, the commission may hold
21 informal fact finding sessions with respect to processes and
22 procedures.

23 E. Where appropriate, commission reviews shall result
24 in recommendations to the county executive.

25 SECTION 5. Ordinance 2647, Section 7, and K.C.C.
26 3.10.050 are hereby amended to read as follows:

27 Rules. The ((committee)) commission is empowered to
28 adopt such procedures as deemed necessary to ensure its
29 proper functioning and to handle all ((grievances)) reviews
30 and other issues consistent with the commissions stated

1 purpose. This includes, but is not limited to, the formation
2 of standing committees as follows:

3 A. executive committee. This committee shall perform
4 administrative oversight activities of the commission,
5 including representing the commission, conducting business
6 outside of regular commission meetings, and performing other
7 relating and necessary activities in the interest of ensuring
8 an effective county human and civil rights program.

9 B. public policy committee. This committee shall review
10 and make recommendations on legislation, public rules and/or
11 policies related to any of the county's equal opportunity,
12 affirmative action, disability, access minority and women
13 business utilization programs.

14 C. economic development. This committee shall review
15 and make recommendations for enhancing the opportunities for
16 utilization and participation of minority and women
17 businesses on county contracts and other related businesses
18 on county contracts and other related business development
19 activities.

20 D. community relations. This committee shall recommend
21 methods for educating concerned communities and the public
22 at large on the work of the commission and King County in
23 advancing human and civil rights for all in the region and
24 shall establish liaison with other regional and civil rights
25 commissioners.

26 SECTION 6. Ordinance 2647, section 8, as amended, and
27 Ordinance 6891, section 3 and K.C.C. 3.10.060 are hereby
28 amended to read as follows:

1 **Staff.** (~~The affirmative action administrator, shall~~
2 ~~serve as staff to the committee.~~) Appropriate staff for the
3 commission will be appointed by the county executive.

4 SECTION 7. Ordinance 6891, Section 4, and K.C.C.
5 3.10.070 are hereby amended to read as follows:

6 **Meetings.** The (~~affirmative action advisory committee~~)
7 civil rights commission shall meet no less often than
8 quarterly and as designated by the (~~deputy county~~
9 executive)) chair if deemed necessary. A quorum shall
10 consist of a simple majority of all voting commissioners.

11 SECTION 8. Ordinance 10849, Section 17 and Ordinance
12 9383, Sections 2-5 and K.C.C. 12.16.145 are hereby repealed.

13 NEW SECTION. SECTION 9. There is hereby added to K.C.C.
14 3.10 a new section to read as follows:

15 **Section 504/ADA advisory committee. A. Creation.**
16 There is hereby created a King County Section 504/Americans
17 with Disabilities Act (hereinafter referred to as the ADA)
18 Advisory Committee, hereinafter referred to as the 504/ADA
19 committee.

20 **B. Composition.** The 504/ADA committee shall be
21 composed of not less than three individuals, subject to
22 confirmation by the county council, including the chair. The
23 executive shall appoint the chair who will also serve on the
24 civil rights commission to ensure coordination of efforts.

25 **C. Purpose.** The 504/ADA committee shall serve in an
26 advisory capacity to the executive in developing strategies,
27 systems and guidelines in implementing the 504/ADA Compliance
28 Workplan. The functions of the 504/ADA committee shall
29 include but not be limited to the following:

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1. Review the 504/ADA compliance workplan and make recommendations towards improving its effectiveness;

2. Review and monitor the progress of the 504/ADA compliance workplan; and

3. Review and monitor the affirmative action progress made in the employment of persons with disabilities in the county's workforce.

D. Staffing. Appropriate staff to the 504/ADA committee shall be provided by the executive, including the Section 504/ADA compliance specialist in such department of information and administrative services.

E. Designation of Americans with Disabilities Act coordinator. The Section 504/ADA compliance specialist in the department of information and administrative services is the designated county employee to coordinate the county's effort to comply with and carry out its responsibilities under the ADA and its implementing regulations.

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NEW SECTION. SECTION 10. Effective date. This

ordinance shall take effect on January 1, 1996.

INTRODUCED AND READ for the first time this 30th
day of May, 1995.

PASSED by a vote of 9 to 1 this 11th day of
December, 1995.

KING COUNTY COUNCIL
KING COUNTY, WASHINGTON

Kent Puller
Chair

ATTEST:

Gerald A. Peterson
Clerk of the Council

APPROVED this 20th day of December, 1995.

Ray Locke
King County Executive

Attachments: None