



**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

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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;~~

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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

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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

Attachments: None

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CLERK  
KING COUNTY COUNCIL