

ORDINANCE NO. **9564**

1  
2  
3 AN ORDINANCE making a supplemental appropriation of  
4 \$3,238,859 from several funding sources to several surface  
5 water management funds to pay for flood related damages,  
6 cancelling \$819,145 from several CIP projects, and waiving  
7 competitive bidding and minority and women's business  
8 enterprises requirements; and amending Ordinance 9221,  
9 Sections 40, 57, 59, 92 and 93 and Attachments 1, 2 and 3,  
10 AND DECLARING AN EMERGENCY.

11 PREAMBLE:

12 On January 9, 1990 the County experienced a major rainstorm which  
13 resulted in flooding on the magnitude of a 100 year storm. This  
14 flooding resulted in significant damage to surface water manage-  
15 ment and roads facilities.

16 BE IT ORDAINED BY THE COUNCIL OF KING COUNTY:

17 SECTION 1. There is hereby approved and adopted an appropriation of  
18 \$1,455,832 to the Surface Water Management Fund (Fund 1210) from unencumbered  
19 fund balance in the amount of \$667,401 and Federal Emergency Management Agency  
20 grant revenues in the amount of \$788,431 to pay for flood related damages.

21 SECTION 2. Ordinance No. 9221, Section 57, as amended, is hereby amended  
22 by adding thereto and inserting therein the following:

23 SURFACE WATER MANAGEMENT - From the Surface Water Management Fund there  
24 is hereby appropriated to:

25 Surface Water Management \$1,455,832

26 SECTION 3. There is hereby approved and adopted an appropriation of  
27 \$812,253 to the River Improvement Fund (Fund 1050) from a contribution from  
28 the unappropriated Current Expense Fund balance in the amount of \$137,873,  
29 Federal Emergency Management Agency grant revenues in the amount of \$462,302  
30 and from unencumbered fund balance in the amount of \$212,078.

31 SECTION 4. Ordinance No. 9221, Section 59, as amended, is hereby amended  
32 by adding thereto and inserting therein the following:

33 RIVER IMPROVEMENTS - From the River Improvement Fund there is hereby  
appropriated to:

River Improvements \$812,253

SECTION 5 There is hereby approved and adopted an appropriation of  
\$137,873 from the unappropriated Current Expense Fund balance for transfer to



1 projects identified and contained in Attachment No. 1, as adjusted by  
 2 Attachment No. 3, to this ordinance are hereby cancelled as follows:

3	<u>Fund</u>	<u>Capital Fund</u>	
4	318	Surface and Stormwater Management Const.	(\$819,145)

5 SECTION 11. In order to prevent delay in processing of contracts for  
 6 repair of flood damaged facilities, pursuant to Motion No. 7816, construction  
 7 and consultant contracts listed below are hereby waived from competitive  
 8 bidding and Minority and Women's Business Enterprises requirements.

9 A. The following projects are hereby declared emergencies in conjunction  
 10 with Motion No. 7816:

11 1. Construction Contracts:

12		Estimated
13	Contract	Amount
14	Summerfield	\$523,562
15	McAleer	\$111,800

16 2. Consultant Contracts:

17		Estimated
18	Contract	Amount
19	Drainage Investigation	\$172,480

20 B. The ordinary requirements for competitive bidding of construction  
 21 contracts pursuant to RCW 36.32 and formal solicitation requirements for  
 22 professional/technical service consultant contracts and the purchase of  
 23 tangible personal property pursuant to KCC 4.16 for such repairs in order to  
 24 prevent delay in beginning such repair work are hereby waived.  
 25

26 C. The ordinary Minority and Women's Business Enterprises requirements  
 27 pursuant to KCC 4.18 are hereby waived as to the individual project contracts,  
 28 provided that compliance with Minority and Women's Business Enterprises  
 29 requirements shall be met by the collective group of construction contracts  
 30 and by the collective group of consultant contracts, as listed above in  
 31 Section A.  
 32  
 33

1 Provided that:

2 The Surface Water Management (SWM) Division will use  
 3 available fund balance within the SWM Program Fund (No. 121) to  
 4 provide temporary financing for right-of-way acquisition  
 5 involving the SeaTac Regional Pond "I", Capital Improvement  
 6 Project (CIP) Project No. 047060. The maximum amount of fund  
 7 balance that can be used for right-of-way acquisition is  
 8 \$195,000 unless the County Council approves additional funding.  
 9 The SWM Division will continue to proceed with the design and  
 10 right-of-way acquisition of SeaTac Regional Detention Pond "I".  
 11 The SWM Division will also initiate meetings with local  
 12 jurisdictions who are affected by the project to discuss the  
 13 project's scope of work and potential cost sharing  
 14 opportunities. In October 1990, the SWM Division will: (1)  
 15 report back to the Council on the status of the project and  
 16 discussions with local land owners and jurisdictions; and (2)  
 17 propose a plan that establishes permanent financing of the  
 18 right-of-way acquisition costs and reimburses the fund balance  
 19 of the SWM Program Fund.

20 SECTION 12. The county council finds as a fact and  
 21 declares that an emergency exists and that this ordinance is  
 22 necessary for the immediate preservation of public peace,  
 23 health or safety or for the support of county government and  
 24 its existing public institutions.

25 INTRODUCED AND READ for the first time this 23<sup>rd</sup> day of  
 26 July, 1990.

27 PASSED this 30<sup>th</sup> day of July, 1990.

28 KING COUNTY COUNCIL  
 29 KING COUNTY, WASHINGTON  
 30 Lois North  
 31 Chair

32 ATTEST:

33 Gerald A. Pate  
 34 Clerk of the Council

35 APPROVED this \_\_\_\_\_ day of DEEMED ENACTED WITHOUT, 19 \_\_\_\_.  
 36 COUNTY EXECUTIVE'S SIGNATURE  
 37 DATED: 8/13/90  
 King County Executive



**King County Executive  
TIM HILL**

400 King County Courthouse  
516 Third Avenue  
Seattle, Washington 98104  
(206) 296-4040

RECEIVED  
90 AUG 13 AM 11:06  
CLERK  
KING COUNTY COUNCIL

August 10, 1990

The Honorable Lois North  
Chair, King County Council  
Room 402  
C O U R T H O U S E

RE: Ordinance No. 9564

Dear Councilmember North:

The Council recently adopted emergency Ordinance No. 9564, making appropriations to several Surface Water Management programs in response to the January flood emergency. During the Council deliberations on this matter, a proviso was added that resulted in a change in the recommended appropriation amounts relating to the SeaTac "I" Pond.

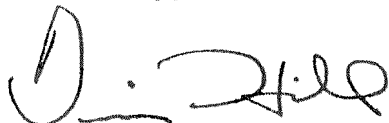
Unfortunately, the proviso language was added to the ordinance without the needed appropriation changes. As a result, it is not possible to fully implement the ordinance as adopted. To correct this situation, I will submit a supplemental appropriation request that provides the necessary corrections. The correction will increase the appropriation in the Surface Water Management Fund by \$195,000 to \$1,650,832 and change the CIP Project Cancellations in the Surface and Stormwater Management Construction Fund from (\$819,145) to (\$624,145).



The Honorable Lois North  
August 10, 1990  
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I appreciate the Council's action in approving Ordinance No. 9564 which allows the Surface Water Management Division to begin immediate correction of the January flood damages. The requirement for a supplemental appropriation reflecting the Council's priorities will not interfere with the planned program to correct the flood damages.

Sincerely,



Tim Hill  
King County Executive

TH:BE/1k  
9:20A.1

Enclosure

cc: King County Councilmembers  
    ATTN: Cal Hoggard, Program Director  
          Jerry Peterson, Council Administrator  
Paul Tanaka, Director, Department of Public Works  
    ATTN: Jim Kramer, Manager, Surface Water Management  
Pat Steel, Chief Financial Officer  
    ATTN: Bob Edmundson, Budget Supervisor  
          Martin Chaw, Budget Analyst